

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, July 23, 2013

9:45 AM

Continuation of the July 22, 2013 - Recessed Meeting

Council Chambers - City Hall

Subcommittee on Zoning and Franchises

Mark S. Weprin, Chair

*Members: Leroy G. Comrie, Jr., Daniel R. Garodnick, Robert Jackson,
Jessica S. Lappin, Diana Reyna, Joel Rivera,
Albert Vann, Vincent M. Ignizio and Ruben Wills*

Roll Call

Present: Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: Vann

Other Council Members Attending: Chin

LU 0821-2013

Application no. 20135563 GFY, Authorizing franchises for telecommunication services.

Attachments: Memorandum, Land Use Calendar - Week of May 13, 2013 - May 17, 2013, Hearing Testimony - Zoning 05-13-13, Land Use Calendar - Week of June 3, 2013 - June 7, 2013, Hearing Transcript - Zoning 5-13-13, Reconvening of Zoning Subcommittee Meeting, Hearing Testimony - Zoning 6-4-13, Land Use Calendar - Week of June 17, 2013 - June 21, 2013, Hearing Transcript - Zoning 6-6-13, Hearing Transcript - Zoning 6-4-13, Hearing Testimony - Zoning 6-19-13, Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Hearing Transcript - Zoning 6-19-13, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Memorandum, Land Use Calendar - Week of May 13, 2013 - May 17, 2013, Hearing Testimony - Zoning 05-13-13, Land Use Calendar - Week of June 3, 2013 - June 7, 2013, Hearing Transcript - Zoning 5-13-13, Reconvening of Zoning Subcommittee Meeting, Hearing Testimony - Zoning 6-4-13, Land Use Calendar - Week of June 17, 2013 - June 21, 2013, Hearing Transcript - Zoning 6-6-13, Hearing Transcript - Zoning 6-4-13, Hearing Testimony - Zoning 6-19-13, Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Hearing Transcript - Zoning 6-19-13, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Laid Over by Subcommittee

LU 0857-2013

Application no. 20135352 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Westville Hudson LLC, d/b/a Westville, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 333 Hudson Street, in the Borough of Manhattan, Community District 2, Council District 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(e) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Filed by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0858-2013

Application no. 20135587 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 183 Condechi Associates, LLC, d/b/a Café Condessa, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 183 West 10th Street, in the Borough of Manhattan, Community District 2, Council District 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(e) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Filed by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0859-2013 **Application no. 20135774 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Francis Louis, LLC, d/b/a Frankie's 570 Spuntino, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 570 Hudson Street, in the Borough of Manhattan, Community District 2, Council District 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(e) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0860-2013 **Application no. 20135775 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Apicio LLC, d/b/a Tertulia, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 359 6th Avenue, in the Borough of Manhattan, Community District 2, Council District 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(e) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0861-2013

Application No. N 130189(A) ZRM submitted by Governors Island Corporation d/b/a The Trust for Governors Island pursuant to Section 201 of the New York City Charter, for an amendment to the Zoning Resolution, relating to Article XIII, Chapter 4, establishing the Special Governors Island District in the Borough of Manhattan, Community District 1, Council District 1.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Additional Hearings Added - July 24, 2013, Land Use Calendar - July 24, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Additional Hearings Added - July 24, 2013, Land Use Calendar - July 24, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Laid Over by Subcommittee

LU 0862-2013

Application No. C 130190 ZMM submitted by Governors Island Corporation d/b/a The Trust for Governors Island pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16a, by establishing a Special Governors Island District (GI), in the Borough of Manhattan, Community District 1, Council District 1.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Additional Hearings Added - July 24, 2013, Land Use Calendar - July 24, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Additional Hearings Added - July 24, 2013, Land Use Calendar - July 24, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Laid Over by Subcommittee

LU 0863-2013

Application No. N 130178 ZRM submitted by the New York City Department of Cultural Affairs pursuant to Section 201 of the New York City Charter, for an amendment to the Zoning Resolution, relating to certain provisions of Article IX, Chapter 3, (Special Hudson Yards District), Borough of Manhattan, Community District 4, Council District 3.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0864-2013

Application No. C 130161 ZMK submitted by Pitkin-Berriman HDFC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section 17c, by changing Block 4005, Lot 1-2, 28, 35 & 38 from R5/C1-3 to R7A/C2-4 and creating a C1-3 overlay district on Lots 1, 2 and p/o 8, in the Borough of Brooklyn, Community District 5, Council District 37.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0865-2013

Application No. C 110178 ZMQ submitted by T.F. Cusanelli Architect P.C., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section 9a, adding a C1-4 overlay to an existing R5 district at 23rd Street and 33rd Avenue, in the Borough of Queens, Community District 1, Council District 22.

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann

LU 0870-2013 **Application no. 20135658 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of R&G Spring LLC, d/b/a Piccola Cucina, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 196 Spring Street, in the Borough of Manhattan, Community District 2, Council District 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(e) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of July 22, 2013 - July 26, 2013, Relocation and Time Change of July Hearings, Reconvening of Zoning Subcommittee Meeting, Land Use Calendar - July 23, 2013, Hearing Transcript - Zoning 7-22-13, Hearing Transcript - Zoning 7-23-13

This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 9 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera, Ignizio and Wills

Absent: 1 -

Vann