

CITY COUNCIL  
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

of the

COMMITTEE ON LAND USE

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March 22, 2012  
Start: 10:21am  
Recess: 12:05pm

HELD AT: Council Chambers  
City Hall

B E F O R E:  
LEROY G. COMRIE, JR.  
Chairperson

COUNCIL 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

## A P P E A R A N C E S

## COUNCIL MEMBERS:

James Vacca  
Albert Vann  
Brad S. Lander  
Stephen T. Levin  
Mark S. Weprin  
Jumaane D. Williams  
Daniel J. Halloran III  
Vincent M. Ignizio  
Peter A. Koo

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2 CHAIRPERSON COMRIE: Good morning,  
3 good morning, good morning. Today is Thursday,  
4 March 22<sup>nd</sup>, 2012. This is the full Land Use  
5 Committee meeting being held at 250 Broadway.  
6 We're joined by Council Member Vincent Ignizio,  
7 Council Member Al Vann, Council Member Rosie  
8 Mendez, Council Member Jumaane Williams, Council  
9 Member Majority Leader Joel Rivera, Council Member  
10 Maria del Carmen Arroyo, Council Member Mark  
11 Weprin, Council Member Peter Koo, Council Member  
12 Jimmy Vacca, Council Member Annabel Palma and  
13 Council Member Diana Reyna. We have a quorum. We  
14 can move forward with today's agenda.

15 We have a long and short agenda  
16 because we don't have anything we have to argue  
17 about. I would remind folk that everything was  
18 vetted fully in the Subcommittee meetings. I want  
19 to thank the Subcommittee chairs. We have a  
20 sidewalk café, Land Use No. 567, Khim's Café.  
21 We're voting for disapproval for Khim's sidewalk  
22 café. It's Item No. 20125036 TCK in Council  
23 Member Reyna's district. We have a landmark  
24 designation for Public School 102 in Bronx  
25 Community Board 10 in Council Member Vacca's

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2 district, Land Use Item No. 572, Item No. 20125306  
3 HKX. It's the landmarking of a public school at  
4 190 Fordham Street. We're also landmarking—a  
5 landmark designation for Hotel Walcott in Speaker  
6 Quinn's district in Manhattan Community Board 5,  
7 Land Use item 573, Item No. 20125307 HKM. It's to  
8 landmark the Hotel Walcott at 4 West 31<sup>st</sup> Street,  
9 a.k.a. 410 West 31<sup>st</sup> Street to make that a  
10 historic landmark. We're doing landmark  
11 designation in Council Member Chin's district  
12 known as the Mutual Reserve Building, Manhattan  
13 Community Board 1, Land Use No. 574, Item No.  
14 20125308 HKM. It's to designate as a landmark the  
15 Mutual Reserve Building located at 305 Broadway.  
16 Then we have another one in Speaker Quinn's  
17 district, the landmarking the R.H. Macy and Co.  
18 store at the 14<sup>th</sup> Street annex in Manhattan  
19 Community Board 2, Land Use No. 575, Item No.  
20 20125309 HKM. It's to landmark the R.H. Macy  
21 store at 14<sup>th</sup> Street located at 56 West 14<sup>th</sup> Street  
22 to be a historic landmark. We're also doing a  
23 landmark in Council Member Wills' district in  
24 Queens in Community Board 9, the Daniel and Abbie  
25 Eldridge House, Land Use No. 576, Item No.

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2 20125310 HKQ, landmarking the Daniel and Abbie  
3 Eldridge House located at 8761 111 Street. We  
4 have a motion to file pursuant to withdrawal a  
5 sidewalk café application at the restaurant known  
6 as Casa Bella. They have withdrawn the  
7 application, Land Use Item No. 578, Council Member  
8 Chin's district in Community Board 2--D.C.A.  
9 withdrew the application--20125298 TCM, motion to  
10 withdraw. We have a couple more items, a sidewalk  
11 café--two--in Speaker Quinn's district known as  
12 Spunto, Land Use No. 579, Manhattan Community  
13 Board 2, Item No. 20125381 TCM to continue to  
14 operate a sidewalk café at 65 Carmine Street. We  
15 have another sidewalk café known as Agave in  
16 Speaker Quinn's district in Manhattan Community  
17 Board 2 also, Land Use No. 580, Item No. 20125076  
18 TCM to continue to operate a sidewalk café at 140  
19 7<sup>th</sup> Avenue South. We have lastly an e designation  
20 text amendment to streamline the e program by  
21 which the city codifies environmental requirements  
22 for impacts from hazardous materials, air quality  
23 or noise or potential development sites identified  
24 in the environmental review process for proposed  
25 rezonings. That is a city-wide designation done

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2 by the Department of City Planning. That's Land  
3 Use Item No. 581, N120090 ZRY and that is the  
4 breadth and depth of today's agenda. Would anyone  
5 like to speak to any item on today's agenda? - -  
6 You want to comment on each item? Thank you for  
7 your comments on each item. We appreciate hearing  
8 them. We've been joined by Council Member Inez  
9 Dickens and Council Member Steve Levin and with  
10 that, I would recommend a yes vote on all of the  
11 items, knowing that a yes vote is to also  
12 disapprove the sidewalk café for Khim's Café and  
13 to agree to the motion to file pursuant  
14 withdrawal, Casa Bella. I would recommend an aye  
15 vote on everything on today's agenda. With that,  
16 we have Billy, the clerk, to call the roll. I  
17 would remind members that the next meetings for  
18 the subcommittees will be on April 2nd and the  
19 full committees the day after on April 4<sup>th</sup>. With  
20 that, Billy? Thank you.

21 COMMITTEE CLERK: William Martin,  
22 Committee Clerk. Roll call vote Committee on Land  
23 Use. Council Member Comrie?

24 CHAIRPERSON COMRIE: Aye on all.

25 COMMITTEE CLERK: Rivera?

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response]

COUNCIL MEMBER RIVERA: Aye on all.

COMMITTEE CLERK: Reyna?

COUNCIL MEMBER REYNA: [no audible

COMMITTEE CLERK: Vann?

COUNCIL MEMBER VANN: Aye.

COMMITTEE CLERK: Palma?

COUNCIL MEMBER PALMA: Aye.

COMMITTEE CLERK: Arroyo?

COUNCIL MEMBER ARROYO: Aye.

COMMITTEE CLERK: Dickens?

COUNCIL MEMBER DICKENS: Aye.

COMMITTEE CLERK: Mendez?

COUNCIL MEMBER MENDEZ: - - .

COMMITTEE CLERK: Vacca?

COUNCIL MEMBER VACCA: Aye.

COMMITTEE CLERK: Levin?

COUNCIL MEMBER LEVIN: Aye.

COMMITTEE CLERK: Weprin?

COUNCIL MEMBER WEPRIN: Aye.

COMMITTEE CLERK: Williams?

COUNCIL MEMBER WILLIAMS: Aye.

COMMITTEE CLERK: Koo?

COUNCIL MEMBER KOO: Aye.

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COMMITTEE CLERK: Ignizio?

COUNCIL MEMBER IGNIZIO: Aye.

COMMITTEE CLERK: By a vote of 14  
in the affirmative, zero in negative and no  
abstentions, all items have been adopted as  
indicated on the agenda.

CHAIRPERSON COMRIE: Thank you.  
We're going to hold the roll open for five hours...  
[laugh] I'm just kidding. I want to thank all the  
members for coming here and Council Member Vann?

COUNCIL MEMBER VANN: Before we  
adjourn, I'd like to observe that when you  
recognize the members, you called Joel Rivera and  
you indicated his title. You called my name; you  
didn't say I was the Majority Whip.

CHAIRPERSON COMRIE: I'm sorry.

MALE VOICE: [off mic]

COUNCIL MEMBER VANN: [off mic] I'd  
also like to observe when you called the last  
person, Diana Reyna, you had an extra Reyna. I  
don't know what that's all about. I just want to  
make an observation.

CHAIRPERSON COMRIE: I'm not even  
going to try. Thank you. Thank you. Thank you.



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2 I want to thank everybody for getting here, and  
3 we're closing out our meeting at 10:30. Thank you  
4 very much. With that, the meeting is adjourned.

5 We will--have we heard from any members? No, I'm  
6 going to take my whooping and keep moving.

7 [laugh] The meeting is adjourned. We'll hold the  
8 roll open for ten minutes. Thank you all.

9 COMMITTEE CLERK: Council Member  
10 Seabrook?

11 COUNCIL MEMBER SEABROOK: Aye on  
12 all. The vote now currently stands at 15 in the  
13 affirmative.

14 [pause]

15 COMMITTEE CLERK: Council Member  
16 Lander?

17 COUNCIL MEMBER LANDER: Aye on all.

18 COMMITTEE CLERK: The vote now  
19 currently stands at 16 in the affirmative.

20 [pause]

21 COMMITTEE CLERK: Council Member  
22 Sanders?

23 COUNCIL MEMBER SANDERS: I vote  
24 aye.

25 COMMITTEE CLERK: The vote now

1  
2 currently stands at 17 in the affirmative.

3 [pause]

4 COMMITTEE CLERK: Council Member  
5 Halloran?

6 COUNCIL MEMBER HALLORAN: I'm going  
7 to vote aye on all with the exception of Land Use  
8 572, 573, 574, 575 and 576 for which I abstain.

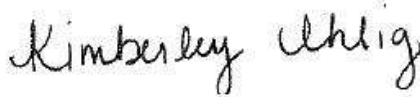
9 COMMITTEE CLERK: Final vote in the  
10 Committee on Land Use is all items have been  
11 adopted by a vote of 18 in the affirmative, zero  
12 in the negative and no abstentions, with the  
13 exceptions of Land Use Item 572, 573, 574, 575 and  
14 576 have been adopted by a vote of 17 in the  
15 affirmative, zero in the negative and 1  
16 abstention. Thank you.

17 MALE VOICE: This meeting is  
18 adjourned.

C E R T I F I C A T E

I, Kimberley Uhlig certify that the foregoing transcript is a true and accurate record of the proceedings. I further certify that I am not related to any of the parties to this action by blood or marriage, and that I am in no way interested in the outcome of this matter.

Signature \_\_\_\_\_



Date \_\_\_\_\_

4/3/12