

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, October 26, 2010

10:00 AM

250 Broadway - Committee Rm, 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:

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

Absent:

Comrie Jr. and Ignizio

Other Council Members Attending: James

LU 0217-2010

Application no. 20115198 HAX, an Urban Development Action Area Project located at 190 Brown Place, Council District no. 8, 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.

Attachments: Land Use Calendar - Week of October 4 - October 8, 2010, Hearing Testimony - Planning 10/5/10, Hearing Transcript - Planning 10-5-10, Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 4 - October 8, 2010, Hearing Testimony - Planning 10/5/10, Hearing Transcript - Planning 10-5-10, Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0225-2010 **Application no. 20105650 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 7th Avenue Restaurant Group LLC, d/b/a Veranda, to continue to maintain and operate an unenclosed sidewalk café located at 130 Seventh Avenue South, 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 October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0229-2010 **Application no. 20115126 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Union Square Operating, Inc. d/b/a TGI Fridays and Tim Horton's to establish, maintain and operate an unenclosed sidewalk café located at 34 Union Square East, Borough of Manhattan, Council District no. 2.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0230-2010 **Application no. C 100409 ZMQ submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 10c, 10d, 11b, 15a, Borough of Queens, Community District 7, 8 and 11.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

A motion was made that this Land Use Application be Approved by Committee with Modifications and Referred to CPC approved by Roll Call.

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0231-2010 **Application no. N 100419 ZRM submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for amendment of the Zoning Resolution of the City of New York, concerning Appendix F (Inclusionary housing designated areas) relating to the extension of the Inclusionary Housing Program to the proposed C6-2A district, Borough of Manhattan, Community District 3.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0232-2010 **Application no. C 100420 ZMM submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12c, by changing from a C6-1 District to a C6-2A District, Borough of Manhattan, Community District 3.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0233-2010 **Application no. C 100437 ZMM submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12a by changing from a C6-1 District to a C1-6A District, Borough of Manhattan, Community District 2.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0234-2010 **Application no. N 100424 ZRM submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for amendment of the Zoning Resolution of the City of New York, concerning Article IX, Chapter 3 (Special Hudson Yards District), Article IX, Chapter 6 (Special Clinton District), Article IX, Chapter 8 (Special West Chelsea District), and Article XII, Chapter 1 (Special Garment Center District), Borough of Manhattan, Community District 4.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0235-2010 **Application no. 20115154 HKM (N 110035 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.431, LP-2329) by the Landmarks Preservation Commission of the Look Building, located at 488 Madison Avenue (Block 1287, Lot 14) as a historic landmark, Council District no. 3.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0236-2010 **Application no. 20115155 HKM (N 110036 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.431, LP-2329) by the Landmarks Preservation Commission of the Middleton S. and Emilie Neilson Burrill House, located at 36 East 38th Street (Block 867, Lot 45) as a historic landmark, Council District no. 3.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0237-2010 **Application no. 20095547 TCM, pursuant to §20-225 of the Administrative Code of the City of New York, concerning the petition of Andikiana Corp. d/b/a Silver Spurs Eatery to construct , maintain and us an enclosed sidewalk café located at 490-494 LaGuardia Place, 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 §20-225(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0239-2010 **Application no. 20115268 HAX a request for approval of a voluntary dissolution, a termination of a prior tax exemption and a new tax exemption for property located on Block 2866/Lots 45, 80 and 86, Borough of the Bronx Council District no. 16. This matter is subject to Council Review and action pursuant to Article V of the Private Housing Law.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Affirmative: 21 -

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

Absent: 2 -

Comrie Jr. and Ignizio

LU 0245-2010 **Application no. 20105756 P XK (N110074 P XK), Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property located at 470 Vanderbilt Avenue (Block 2009, Lot 1) (Human Resources Administration), Community District 2, Borough of Brooklyn, Council District 35.**

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

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

Attachments: Land Use Calendar - Week of October 25 - October 29, 2010, Land Use Calendar - October 26, 2010

This Land Use Application was P-C Item Laid Over by Comm