

The New York City Council

**Recessed Meeting of May 20, 2009 held on
June 10, 2009
Council Agenda**

Stated Meeting

June 10, 2009

1:30 PM

Council Chambers - City Hall

Recessed Meeting of May 20, 2009 held on June 10, 2009

- 1. The Public Advocate will call the meeting to order.**
- 2. Roll Call**
- 3. The Clerk will announce the presence of a quorum.**
- 4. The Public Advocate will adjourn the recessed meeting.**

STATED MEETING

June 10, 2009

1. Roll Call

2. Invocation

Delivered by: Rev. Gregory L. Johnson, Marble Collegiate Church, Ministry of Family Caregiving, One West 29th Street, NY, NY 10001.

Motion to spread the invocation in full upon the record by Speaker Quinn.

3. Adoption of Minutes

None

4. Messages & Papers from the Mayor

M 1432-2009

Setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for FY'10 and the ensuing three fiscal years.

Communication from the Mayor - Submitting certificate setting forth the maximum amount of debt and reserves which the City, and the NYC Municipal Water Finance Authority, may soundly incur for capital projects for Fiscal Year 2010 and the ensuing three fiscal years, and the maximum amount of appropriations and expenditures for capital projects which may soundly be made during each fiscal year, pursuant to Section 250 (16) of the NY City Charter.

Received, Ordered, Printed and Filed

M 1433-2009 Burton Lehman, Conflicts of Interest Board

Communication from the Mayor - Submitting the name of Burton Lehman to the Council for its advice and consent regarding his appointment to the New York City Conflicts of Interest Board, Pursuant to Section 2602 of the City Charter.
Rules, Privileges & Elections

5. Communications from City, County & Borough Offices**M 1434-2009 Base Station License, Luxury Cars Group LLC**

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a new base station license Luxury Cars Group LLC., Council District 35, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation

M 1435-2009 Base Station License, 18th Avenue Private Car Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license 18th Avenue Private Car Service, Council District 43, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation

M 1436-2009 Base Station License, 2020 Car Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license 2020 Car Service, Council District 37, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation

M 1437-2009 Base Station License, Blu White Associated Transportation

Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Blu White Associated Transportation Service, Inc., Council District 11, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation**M 1438-2009****Base Station License, Continental Radio Dispatch Corp.**

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Continental Radio Dispatch Corp., Council District 21, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation**M 1439-2009****Base Station License, Delancey Car Service**

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Delancey Car Service, Council District 1, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation**M 1440-2009****Base Station License, Indo-Pak Inc.**

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Indo-Pak Inc., Council District 24, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation**M 1441-2009****Base Station License, Lakeview Cars Inc.**

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Lakeview Cars Inc., Council District 49,

pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1442-2009 Base Station License, Mauser Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Mauser Service, Inc., Council District 28, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1443-2009 Base Station License, New Commando Car Service, Corp.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license New Commando Car Service, Corp., Council District 21, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1444-2009 Base Station License, New Day Night Car Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license New Day Night Car Service, Council District 7, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1445-2009 Base Station License, New York Apple Car Service Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license New York Apple Car Service Inc., Council District 34, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1446-2009 Base Station License, Northlands Trips Car Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Northlands Trips Car Service, Inc., Council District 33, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1447-2009 Base Station License, Rite Way Private Car Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Rite Way Private Car Service, Council District 13, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1448-2009 Base Station License, Rockaway Car & Limo. Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Rockaway Car & Limo. Service, Inc., Council District 28, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1449-2009 Base Station License, STM Enterprises, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license STM Enterprises, Inc., Council District 33, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1450-2009 Base Station License, Vee Cee Limousine Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Vee Cee Limousine Service, Inc., Council

District 46, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1451-2009 Base Station License, Vic & Bay Car Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Vic & Bay Car Service, Inc., Council District 43, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1452-2009 Base Station License, Victory Car & Limo. Service, Inc.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal base station license Victory Car & Limo. Service, Inc., Council District 43, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1453-2009 Base Station License, Moe Limo. & Car Service

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal and relocation base station license Moe Limo. & Car Service, Council District 26, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

M 1454-2009 Base Station License, Uptown Transit Corp.

Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal and ownership change base station license Uptown Transit Corp., Council District 16, pursuant to Section 19-511(i), of the administrative code of the city of New York.

Transportation

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- M 1455-2009** **Base Station License, Bensonhurst Car Service Corp.**
- Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal, ownership and name change base station license Bensonhurst Car Service Corp., Council District 47, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation
- M 1456-2009** **Base Station License, Parsons Car Service, Inc.**
- Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a renewal, ownership and name change base station license Parsons Car Service, Inc., Council District 24, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation
- M 1457-2009** **Base Station License, Bamadu Car Service**
- Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a relocation base station license Bamadu Car Service, Council District 31, 28, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation
- M 1458-2009** **Base Station License, Spirit Car & Limo Service**
- Communication from the Taxi & Limousine Commission – Submitting its approval of an application for a relocation, ownership and name change base station license Spirit Car & Limo Service, Council District 36, pursuant to Section 19-511(i), of the administrative code of the city of New York.
Transportation
- M 1459-2009** **Transmitting recommendations of the interest rate to be charged for Fiscal Year 2010 for non-payment of taxes on real estate, and for non-payment of water and sewer rents.**
- Communication from the New York City Banking

Commission - Transmitting recommendations of the interest rate to be charged for Fiscal Year 2010 for non-payment of taxes on real estate, and for non-payment of water and sewer rents and transmitting recommendation of the discount rate to be allowed for early payment of real estate taxes for Fiscal Year 2010, pursuant to the City Charter.

Preconsidered - Finance

6. Petitions and Communications

None

7. Land Use Call-Ups

M 1460-2009 **ULURP, Major Deegan Blvd, the Harlem River, and the extensions of East 144th St. and East 146th St, Bronx (C090166MMX)**

By the Chair of the Land Use Committee Council Member Katz:

Pursuant to Rule 11.20(c) of the Council and Section 197-d (b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. C 090166 MMX and shall be subject to Council review. These items are related Uniform Land Use Procedure Application no. N 090166 ZRX.

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None

11. Reports of Standing Committees

Report of the Committee on Economic Development

- Int 0940-2009** **Boundaries of the Chinatown/Lower East Side empire zone.**
A Local Law to amend the administrative code of the city of New York, in relation to the boundaries of the Chinatown/Lower East Side empire zone.
Coupled on GO
- Res 2017-2009** **Boundaries of the Chinatown/Lower East Side empire zone.**
Resolution finding that the enactment of Int. No. 940 does not have a significant adverse impact on the environment and is consistent with The State Environmental Quality Review Act.
Preconsidered - Coupled on GO

Report of the Committee on Environmental Protection

- Int 1001-2009-A** **Prohibiting smoking at abatement sites.**
A Local Law to amend the administrative code of the city of New York, in relation to prohibiting smoking at abatement sites.
Amended and Coupled on GO with Message of Necessity
- Int 1003-2009-A** **Asbestos abatement and repealing article 106 of chapter 1 of title 28 of the administrative code in relation thereto.**
A Local Law to amend the administrative code of the city of New York, in relation to asbestos abatement and repealing article 106 of chapter 1 of title 28 of the administrative code in relation thereto.
Amended and Coupled on GO
- Int 1005-2009** **Egress at abatement projects.**
A Local Law to amend the administrative code of the city of

New York, in relation to egress at abatement projects.
Coupled on GO

Report of the Committee on Fire and Criminal

Int 1002-2009 **Prohibiting smoking at construction sites.**

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting smoking at construction sites.

Coupled on GO

Int 1007-2009 **Inter-agency notification.**

A Local Law to amend the administrative code of the city of New York, in relation to inter-agency notification.

Coupled on GO

Report of the Committee on Land Use

Int 0979-2009 **Authorizing the department of transportation to extend the expiration date of the operating authority of certain unsubsidized private bus services.**

A Local Law to amend the New York city charter, in relation to authorizing the department of transportation to extend the expiration date of the operating authority of certain unsubsidized private bus services.

Coupled on GO

Res 2018-2009 **LU 1073 - Zoning Map Amendment, changing from an M1-2 District to an M1-2/R8 and establishing a Special Mixed Use District (MX-2). (C090181ZMK)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 090181 ZMK, a Zoning Map amendment (L.U. No. 1073).

Coupled on GO

Res 2019-2009

LU 1074 - Zoning Resolution, Special Permit to allow a public parking garage with a maximum capacity of 465 spaces including 129 accessory spaces, and to allow 37,599 square feet of floor space up to a height of 23 feet above base plane level (C090183ZSK)

Resolution approving the decision of the City Planning Commission on ULURP No. C 090183 ZSK (L.U. No. 1074), for the grant of a special permit pursuant to Section 74-512 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 465 spaces including 129 accessory spaces, and to allow 37,599 square feet of floor space up to a height of 23 feet above base plane level to be exempted from the definition of floor area as set forth in Section 12-10 (DEFINITIONS) in connection with a proposed mixed use development on property located on the easterly side of Dock Street between Front Street and Water Street (Block 36, Lots 1, 3, 14, 49, 52 and 53), in an M1-2/R8 (MX-2) District, with a general large-scale development (Block 36, Lots 1, 3, 14, 15, 16, 40, 49, 52 and 53, and Block 26, Lots 33 and 38), in M1-2/R8 (MX-2), M1-2/R8A (MX-2), and M3-1 Districts, Borough of Brooklyn.

Coupled on GO

Res 2020-2009

LU 1075 - Zoning Resoution, Special Permit to facilitate a mixed use development on property located on the easterly side of Dock Street between Front Street and Water St. (C090184ZSK)

Resolution approving the decision of the City Planning Commission on ULURP No. C 090184 ZSK (L.U. No. 1075), for the grant of a special permit pursuant to Section 74-743 of the Zoning Resolution to modify the regulations of Section 23-851 (Minimum Dimension of Inner Courts), Section 23-86 (Minimum Distance Between Legally Required Windows and Lot Lines), Section 25-533 (Required rear yard equivalents), Section 43-28 (Special Provisions for Through Lots) and Section 123-66 (Height and Setback Regulations) to facilitate a mixed use development on property located on the easterly

side of Dock Street between Front Street and Water Street (Block 36, Lots 1, 3, 14, 59, 52 and 53), in an M1-2/R8 (MX-2) District, within a general large-scale development (Block 36, Lots 1, 3, 14, 15, 16, 40, 49, 52, and 53, and Block 26, Lots 33 and 38), in M1-2/R8 (MX-2), M1-2/R8A (MX-2), and M3-1 Districts, Borough of Brooklyn.

Coupled on GO

LU 1077-2009

Zoning Resolution, Special Permit (C050260ZSM)

Application no. C 050260 ZSM submitted by Fordham University pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 82-33 of the Zoning Resolution to modify the height and setback requirements of Section 23-632, the inner and outer court regulations of Section 23-841, Section 23-843, Section 23-851, Section 23-852, Section 24-63 , Section 24-633, Section 24-652, and Section 23-863,. the minimum distance between buildings on a zoning lot requirements of Section 23-711 and the minimum distance between legally required windows and zoning lot lines requirements of Section 23-861 in connection with the proposed expansion of Fordham University, Lincoln Center Campus, bounded by Amsterdam Avenue, West 62nd Street, Columbus Avenue, West 60th Street, Amsterdam Avenue, West 61st Street, a line 200 feet easterly of Amsterdam Avenue, and a line 90 feet southerly of West 62nd Street (Block 1132, Lots 1, 20, and 35), in a C4-7 District, within the Special Lincoln Square District. 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.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1078-2009

Zoning Resolution, Special Permit (C050269ZSM)

Application no. C 050269 ZSM submitted by Fordham University pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 82-50 and 13-561 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 68 spaces on portions of the ground floor, cellar, and sub-cellar levels of a proposed mixed use building (Site 4, Garage A) in connection with the proposed expansion of Fordham University, Lincoln Center Campus. 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.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1079-2009

Zoning Resolution, Special Permit (C050271ZSM)

Application no. C 050271 ZSM submitted by Fordham University pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 82-50 and 13-561 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 137 spaces on portions of the ground floor, cellar, subcellar and 2nd subcellar level of a proposed mixed use building (Site 3a/3, Garage C) in connection with the proposed expansion of Fordham University, Lincoln Center Campus.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

LU 1081-2009

Zoning Resolution Amendment, modify the requirements for curb cuts on wide streets for off-street loading berths in the Special Lincoln Square District, Manhattan. (N090170ZRM)

Application no. N 090170 ZRM submitted by Fordham University pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the

City of New York, Article VIII, Chapter 2, concerning Section 82-50 (Off-Street Parking and Off-Street Loading Regulations), to modify the requirements for curb cuts on wide streets for off-street loading berths in the Special Lincoln Square District, Borough of Manhattan, Community District 7.

Approved with Modifications and Referred to the City Planning Commission pursuant to Rule 11.70(b) of the Rules of the Council and Section 197-(d) of the New York City Charter.

Res 2021-2009

LU 1082 - Zoning Reso., Sunnyside Garden Text Amendment, Queens (N080253ZRQ)

Resolution approving the decision of the City Planning Commission on Application No. N 080253 ZRQ, for an amendment of the Zoning Resolution of the City of New York, modifying special permit regulations pertaining to the Sunnyside Gardens area in Community District 2, and clarifying other regulations in Article X, Chapter 3 (Special Planned Community Preservation District), Borough of Queens (L.U. No. 1082).

Coupled on GO

Res 2022-2009

LU 1102 - ULURP, 404 Claremont Parkway, Bronx (C090228HAX)

Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 090228 HAX, approving the designation of property located at 404 Claremont Parkway (Block 2896, Lot 96), Borough of the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 1102; C 090228 HAX).

Coupled on GO

Res 2023-2009

LU 1104 - Sidewalk Cafe, Corner 47th Restaurant Corp.,

Manhattan (20075505TCM)

Resolution approving a motion to file pursuant to withdrawal of the petition for a revocable consent for an enclosed sidewalk café located at 683 Ninth Avenue, Borough of Manhattan (20075505 TCM; L.U. No. 1104).

Coupled to be Filed Pursuant to Letter of Withdrawal

Res 2024-2009**LU 1105 - ULURP, Block 3838/part of Lot 60, Bronx (C090249PPX)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 090249 PPX, for the disposition of one (1) city-owned property located on Block 3838, p/o Lot 60, Borough of the Bronx (L.U. No. 1105).

Coupled on GO

Res 2025-2009**LU 1106 - ULURP, Columbia Commercial Enterprises LLC, Brooklyn (C 070504ZMK)**

Resolution approving the decision of the City Planning Commission on ULURP No. C 070504 ZMK, a Zoning Map amendment (L.U. No. 1106).

Coupled on GO

Res 2026-2009**LU 1107 - ULURP, Cross Access Connections, Staten Island (N090185ZRR)**

Resolution approving the decision of the City Planning Commission on Application No. N 090185 ZRR, for an amendment to the Zoning Resolution of the City of New York, relating to Article III, Chapter 6, (Cross Access Connections in the Borough of Staten Island), Article IV, Chapter 4 (Cross Access Connections in the Borough of Staten Island), Article X, Chapter 7 (Planting and screening for open parking areas) concerning establishment of Cross Access Connections in the Borough of Staten Island (L.U. No. 1107).

Coupled on GO

Res 2027-2009**LU 1108 - ULURP, Privately Owned Public Plazas, Citywide**

(N090317ZRY)

Resolution approving the decision of the City Planning Commission on Application No. N 090317 ZRY, for an amendment to the Zoning Resolution of the City of New York, relating to Article III, Chapter 7 (Special Urban Design regulations) concerning provisions related to privately owned public plazas, Citywide (L.U. No. 1108).

Coupled on GO

Res 2028-2009

LU 1112 - Landmarks, proposed site for 680 seat primary school known as P.S. 331 K, to be located at 7002-40 Fourth Ave., 364-86 Ovington Ave. (20095326 SCK)

Resolution approving the site plan for a new, approximately 680-Seat Primary School Facility to be located at 7002 Fourth Avenue (Block 5891, Lot 48 in portion), Borough of Brooklyn (Non-ULURP No. 20095326 SCK; Preconsidered L.U. No. 1112).

Preconsidered - Coupled on GO

Res 2029-2009

LU 1113 - Zoning, proposed site for a new, approximately 300 seat Intermediate School Facility (20095229 SCK)

Resolution approving the site plan for a new, approximately 300-Seat Intermediate School Facility, to be located at Block 36, Lots 1, 3, 14, 49, 52 and 53, Borough of Brooklyn (Non-ULURP No. 20095229 SCK; Preconsidered L.U. No. 1113).

Preconsidered - Coupled on GO

Report of the Committee on Parks and Recreation

Int 0927-2009-A

Unlawful damage or removal of trees within a Special Natural Area District.

A Local Law to amend the administrative code of the city of New York, in relation to the unlawful damage or removal of trees within a Special Natural Area District.

Amended and Coupled on GO

12. General Orders Calendar

T2006-0001 Commissioner of Deeds
Commissioner of Deeds
Coupled on GO

Coupled on General Order Calendar

Economic Development

Int 0940-2009 Boundaries of the Chinatown/Lower East Side empire zone.
GO

Res 2017-2009 Boundaries of the Chinatown/Lower East Side empire zone.
Preconsidered - GO

Environmental Protection

Int 1001-2009-A Prohibiting smoking at abatement sites.
A and GO with M / N

Int 1003-2009-A Asbestos abatement and repealing article 106 of chapter 1 of
title 28 of the administrative code in relation thereto.
A and GO

Int 1005-2009 Egress at abatement projects.
GO

Fire and Criminal Justice

Int 1002-2009 Prohibiting smoking at construction sites.

GO

Int 1007-2009 **Inter-agency notification.**
GO

Land Use

Int 0979-2009 **Authorizing the department of transportation to extend the expiration date of the operating authority of certain unsubsidized private bus services.**
GO

Res 2018-2009 **LU 1073 - Zoning Map Amendment, changing from an M1-2 District to an M1-2/R8 and establishing a Special Mixed Use District (MX-2). (C090181ZMK)**
GO

Res 2019-2009 **LU 1074 - Zoning Resolution, Special Permit to allow a public parking garage with a maximum capacity of 465 spaces including 129 accessory spaces, and to allow 37,599 square feet of floor space up to a height of 23 feet above base plane level (C090183ZSK)**
GO

Res 2020-2009 **LU 1075 - Zoning Resoution, Special Permit to facilitate a mixed use development on property located on the easterly side of Dock Street between Front Street and Water St. (C090184ZSK)**
GO

Res 2021-2009 **LU 1082 - Zoning Reso., Sunnyside Garden Text Amendment, Queens (N080253ZRQ)**
GO

Res 2022-2009 **LU 1102 - ULURP, 404 Claremont Parkway, Bronx (C090228HAX)**
GO

- Res 2023-2009** **LU 1104 - Sidewalk Cafe, Corner 47th Restaurant Corp.,
Manhattan (20075505TCM)
*Filed***
- Res 2024-2009** **LU 1105 - ULURP, Block 3838/part of Lot 60, Bronx
(C090249PPX)
*GO***
- Res 2025-2009** **LU 1106 - ULURP, Columbia Commercial Enterprises LLC,
Brooklyn (C 070504ZMK)
*GO***
- Res 2026-2009** **LU 1107 - ULURP, Cross Access Connections, Staten Island
(N090185ZRR)
*GO***
- Res 2027-2009** **LU 1108 - ULURP, Privately Owned Public Plazas, Citywide
(N090317ZRY)
*GO***
- Res 2028-2009** **LU 1112 - Landmarks, proposed site for 680 seat primary
school known as P.S. 331 K, to be located at 7002-40 Fourth
Ave., 364-86 Ovington Ave. (20095326 SCK)
*Preconsidered - GO***
- Res 2029-2009** **LU 1113 - Zoning, proposed site for a new, approximately 300
seat Intermediate School Facility (20095229 SCK)
*Preconsidered - GO***

Parks and Recreation

- Int 0927-2009-A** **Unlawful damage or removal of trees within a Special Natural
Area District.
*A and GO***

General Order Calendar

T2006-0001 **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutons

Res **Urging President Obama to appoint Sonia Sotomayor, a judge**
1982-2009-A **on the U.S. Court of Appeals for the Second Circuit, to the**
 Supreme Court of the United States.

Resolution supporting President Barack Obama's nomination of Judge Sonia Sotomayor to the Supreme Court of the United States, congratulating Judge Sotomayor on her nomination, and urging swift Senate confirmation.

Amended and Adopted by the Committee on Cultural Affairs, Libraries & International Intergroup Relations

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Res 2002-2009 *By The Speaker (Speaker Quinn) and Council Members de Blasio,*
The Public Advocate (Public Advocate Gotbaum), Jackson, James,
Mark-Viverito, Mealy, Palma, Sanders Jr., Seabrook, Weprin,
Lappin, Brewer, White Jr., Ferreras and Dickens

Resolution calling on the New York State Legislature to pass

S. 5605-A/A.8353-D, which would amend the social services law, in relation to financial contributions by recipients of temporary housing assistance.

General Welfare

SLR 0006-2009

By Council Members Baez, Jackson and Seabrook

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Dilan, Diaz, Hassell-Thompson, Krueger, Perkins, Sampson, Savino, Serrano, Squadron, Stavisky, S.2709-D, and Assembly Members Bing, Kellner, Rosenthal, Gottfried, Cusick, Brook-Krasny, Benedetto, Lancman, Markey, Schimel, Clark, Cymbrowitz, Weprin, O'Donnell, Kavanagh, P. Rivera, et. al., A.862-C, "AN ACT to amend the vehicle and traffic law and the public officers law, in relation to establishing in a city with a population of one million or more a bus rapid transit and bus mobility demonstration program to enforce restrictions on the use of bus lanes by means of bus lane photo devices; and providing for the repeal of such provisions upon expiration thereof".

State and Federal Legislation

SLR 0007-2009

By Council Members Baez, Fidler, Gentile, Jackson, Koppell, Seabrook and Weprin

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Klein, Addabbo, Diaz, Hassell-Thompson, Huntley, Onorato, Savino, S.1861-B, and Assembly Member Benedetto, A.8804, "AN ACT to amend the administrative code of the city of New York and the vehicle and traffic law, in relation to increasing the fine for commercial vehicles that park on residential streets overnight".

State and Federal Legislation

SLR 0008-2009

By Council Members Baez, Oddo, Seabrook and Weprin

State Legislation Resolution requesting the New York State

Legislature to pass bills introduced by Senator Lanza, S.4468-A, and Assembly Member Cusick, A.8007-A, “AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired July 1, 2008 by in rem tax foreclosure in the borough of Staten Island, to Greentree Homeowners Association, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 1560, Lot No. 33, on the tax map for the borough of Staten Island”.

State and Federal Legislation

SLR 0009-2009

By Council Members Baez, Ulrich and Seabrook

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Addabbo, S.5443-A, and Assembly Member Pheffer, A.5651-A, “AN ACT authorizing the city of New York to reconvey its interest in certain real property acquired by in rem tax foreclosure in the borough of Queens to former owners Thomas and Lucille Hussey, notwithstanding expiration of the two year period within which application may be made to the city to release its interest in property thus acquired; Block No. 11364, Lot No. 30 on tax map for the borough of Queens”.

State and Federal Legislation

SLR 0010-2009

By Council Members Baez, Fidler, Gentile, Jackson, Seabrook, Reyna and Weprin

State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senators Duane, Dilan, Montgomery, Onorato, Schneiderman and Stavisky, S.4845-B, and Assembly Members Weprin, Bing, Castro, Christensen, Kellner, Maisel, Rosenthal, Titone, Wright, et al., A.8131, “AN ACT to amend the tax law, in relation to authorizing any city having a population of one million or more to provide a biotechnology credit against the general corporation tax, unincorporated business tax and banking corporation tax of

such city”.

State and Federal Legislation

Int 1015-2009

By Council Members Garodnick, Brewer, Lappin, Gentile, James, Mealy, Nelson, Palma, Sanders Jr., Seabrook, Mark-Viverito and Fidler (in conjunction with the Mayor)

A Local Law to amend the administrative code of the city of New York, in relation to the safety and security of construction sites at which permitted work has been suspended.

Housing and Buildings

Res 2003-2009

By Council Members Brewer, Foster, James, Palma and Lappin

Resolution calling upon the New York State Legislature to pass, and the Governor to approve, legislation creating an Interim Hotel Dwelling program.

Housing and Buildings

Res 2004-2009

By Council Members Comrie Jr., Brewer, Fidler, Foster, Jackson, James, Koppell, Liu, Palma, Sanders Jr. and White Jr.

Resolution supporting increased consumer protections in the purchase and sale of tickets to concerts, theater, sporting events and other forms of entertainment.

Consumer Affairs

Res 2005-2009

By Council Members Dickens, Brewer, Fidler, Foster, Gentile, Jackson, James, Liu, Mealy, Palma, Sanders Jr., Seabrook, Weprin and Mark-Viverito

Resolution calling upon the New York State Thruway Authority, the Triborough Bridge and Tunnel Authority, and the Port Authority of New York and New Jersey to create a system that allows E-ZPass users to immediately transfer their E-ZPass tags to any vehicle.

Transportation

Res 2006-2009

By Council Members Dickens, Foster, James, Mealy, Palma, Seabrook and White Jr.

Resolution calling upon the President and the United States Congress to ban the practice of placing prison inmates in solitary confinement and provide supportive services to all inmates leaving solitary confinement from federally operated prison systems.

Fire and Criminal Justice Services

Res 2007-2009

By Council Members Dickens, Foster, James, Mealy, Palma, Seabrook and White Jr.

Resolution calling upon the New York State Legislature and the Governor to ban the practice of placing prison inmates in solitary confinement and provide supportive services to all inmates leaving solitary confinement from New York State operated prison systems.

Fire and Criminal Justice Services

Int 1016-2009

By Council Members Eugene, Gentile, James, Mealy, Nelson, Palma, Seabrook, Stewart, Weprin and Mitchell

A Local Law to amend the administrative code of the city of New York, in relation to permissible parking at senior centers.

Transportation

Int 1017-2009

By Council Members Felder, Gentile, Fidler, James, Mealy, Nelson, Palma, Seabrook, Stewart, Weprin, Gerson, Vacca, White Jr., Liu and de Blasio

A Local Law to amend the administrative code of the city of New York, in relation to notification of changes in parking restrictions.

Transportation

Int 1018-2009

By Council Members Felder, James, Mealy, Nelson, Palma and Gerson

A Local Law to amend the administrative code of the city of New York, relating to the removal of motor vehicles to satisfy parking violations.

Transportation

- Res 2008-2009** *By Council Members Gennaro, Vacca, Vallone Jr., Brewer, Fidler, Gentile, Jackson, Liu, Mealy, Nelson and Sanders Jr.*
- Resolution urging the New York State Legislature to pass and the Governor to sign A.8407 and S.5597, which would make all buildings and structures located in the city of New York that are owned, leased or operated by the state of New York subject to New York City Building Code and the New York City Fire Code.
- Housing and Buildings***
- Res 2009-2009** *By Council Members Gennaro, James, Lappin, Koppell, Gioia, Comrie Jr. and Katz*
- Resolution designating the Newtown Pippin as the official apple of New York City.
- Cultural Affairs, Libraries & International Intergroup Relations***
- Int 1019-2009** *By Council Members Lappin, Brewer, James, Seabrook, Stewart and Mitchell*
- A Local Law to amend the administrative code of the city of New York, in relation to plastic garment bags used by dry cleaning establishments.
- Sanitation and Solid Waste Management***
- Int 1020-2009** *By Council Members Lappin, Fidler, Brewer, James, Liu, Nelson, Palma, Mendez and Gerson*
- A Local Law to amend the administrative code of the city of New York, in relation to timely consideration of Requests for Evaluation (RFEs) by the Landmarks Preservation Commission.
- Land Use***
- Int 1021-2009** *By Council Members Nelson, Fidler, James, Mealy and Gerson*
- A Local Law to amend the administrative code of the city of New York in relation to the time at which discarded leaves may be placed out for collection from residential buildings.
- Sanitation and Solid Waste Management***

Int 1022-2009 *By Council Members Oddo, Fidler, James, Mitchell, Sears, Ignizio, Garodnick, Gentile, Jackson, Katz, Liu, Vallone Jr., Weprin, White Jr. and Ulrich*

A Local Law to provide for the establishment of a panel on regulatory review.

Governmental Operations

Res 2010-2009 *By The Public Advocate (Public Advocate Gotbaum) and Council Members Jackson, Brewer, Fidler, James, Liu, Mark-Viverito, Mealy and Sanders Jr.*

Resolution calling upon the New York State Legislature to amend State Education Law to require local education agencies to provide military recruitment “opt-out” forms to all high school students beginning in the 9th grade along with their annual emergency contact forms.

Education

Res 2011-2009 *By Council Members Rivera, Stewart, Brewer, James, Koppell, Liu, Mealy, Sanders Jr. and Seabrook*

Resolution calling upon public and private colleges and universities to require students to have health insurance coverage and offer low-cost plans to full-time and part-time students.

Health

Int 1023-2009 *By Council Members Stewart, James, Gerson, Seabrook, Mealy, Nelson, Palma, Sanders Jr. and Reyna*

A Local Law to amend the administrative code of the city of New York, in relation to displaying a passengers’ bill of rights in commuter vans.

Transportation

Int 1024-2009 *By Council Members Stewart and James*

A Local Law to amend the administrative code of the city of New York, in relation to granting voluntary leaves of absence

in times of fiscal crisis.

Civil Service and Labor

Int 1025-2009

By Council Members Vallone Jr., Brewer, Fidler, Foster, Jackson, James, Liu, Mealy, Sanders Jr., Stewart, Weprin, White Jr. and Nelson

A Local Law to amend the administrative code of the City of New York, in relation to requiring the Corporation Counsel to submit quarterly reports to the City Council detailing the number and disposition of civil actions filed against the New York City Police Department.

Governmental Operations

Res 2012-2009

By Council Member Vallone Jr.

Resolution calling on the New York State Legislature to pass S.1733, an act to amend the retirement and social security law, in relation to forfeiture of pension rights or retirement benefits upon conviction of a felony related to public employment and A.1542, an act to amend the retirement and social security law, in relation to forfeiture of pension rights or retirement benefits upon conviction of certain crimes related to public employment.

Civil Service and Labor

Int 1026-2009

By Council Members Weprin, Arroyo, Fidler, Gentile, Jackson, James, Mark-Viverito, Mealy, Nelson, Palma, Seabrook and Gerson (by request of the Mayor)

A Local Law to amend the administrative code of the city of New York, in relation to administration of the senior citizen rent increase exemption program.

Finance

Int 1027-2009

By Council Members Weprin, Jackson, James, Nelson and Seabrook (by request of the Mayor)

A Local Law to amend the administrative code of the city of New York, in relation to elevator inspection fees.

Finance

Res 2013-2009 *By Council Members Weprin, Jackson and Recchia Jr.*

Resolution to establish that the discount percentage for early payment of real estate taxes be set at one and one-half percent (1.5%) per annum for Fiscal Year 2010.

Finance

Res 2014-2009 *By Council Member Weprin*

Resolution to establish that the interest rate be 9% per annum for Fiscal Year 2010 for non-payment of taxes on properties with an assessed value of not more than two hundred fifty thousand dollars (\$250,000), or not more than two hundred fifty thousand dollars (\$250,000) per residential unit for cooperative apartments.

Finance

Res 2015-2009 *By Council Member Weprin*

Resolution to establish that the interest rate be 18% per annum for Fiscal Year 2010 for non-payment of taxes on properties with an assessed value of over \$250,000, or over \$250,000 per residential unit for cooperative apartments.

Finance

Res 2016-2009 *By Council Members Weprin and Gerson*

Resolution to establish that the interest rate to be charged for Fiscal Year 2010 for non-payment of water rents and sewer rents be 18% per annum for real property where the assessed value is over \$250,000, or over \$250,000 per residential unit for cooperative apartments; and 9% per annum for real property where the assessed value is not more than \$250,000, or not more \$250,000 per residential unit for cooperative apartments.

Finance

Res 2017-2009 *By Council Members White Jr. and Weprin*

Resolution finding that the enactment of Int. No. 940 does not have a significant adverse impact on the environment and is consistent with The State Environmental Quality Review Act.
Preconsidered - Economic Development

Int 1028-2009

By Council Members Yassky, James, Nelson, Mitchell and Gerson

A Local Law to amend the administrative code of the city of New York in relation to reducing department of sanitation street cleaning days.

Sanitation and Solid Waste Management

LU 1111-2009

By Council Member Weprin

Westbeth Corporation Housing Development fund Company Inc. 463 West Street, Manhattan, Council District No. 3
Finance

LU 1112-2009

Landmarks, proposed site for 680 seat primary school known as P.S. 331 K, to be located at 7002-40 Fourth Ave., 364-86 Ovington Ave. (20095326 SCK)

Application no. 20095326 SCK, a proposed site for 680 seat primary school known as P.S. 331 K, to be located at 7002-40 Fourth Ave., 364-86 Ovington Ave. (Block 5891, Lot 48 p/o), Council District No. 43, Borough of Brooklyn. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.
Preconsidered - Landmarks, Public Siting and Maritime Use

LU 1113-2009

By Council Member Katz

Application no. 20095229 SCK, a proposed site for a new, approximately 300 seat Intermediate School Facility, to be located at Block 36, Lots 1, 3, 14, 49, 52 and 53, Council District No. 33, Borough of Brooklyn. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Preconsidered - Landmarks, Public Siting and Maritime Use

LU 1114-2009*By Council Member Katz*

Application no. N 0 090306 ZRM by the Battery Park City Authority, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York concerning Article VII, Chapter 4 (Special Battery Park City District) relating to paragraph 9e0 of Section 84-144 (Location of Curb Cuts) on the east side of battery place between Second Place and Third Place.

Zoning and Franchises**LU 1115-2009***By Council Member Katz*

Application no. N 090302 ZRX by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York concerning Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area); Article VIII, Chapter 7 establishing the Special Harlem River Waterfront District; and Article XII, Chapter 3 (Special Mixed Use District) specifying a special Mixed Use District (MX-13) and amending related sections of the Zoning Resolution.

Zoning and Franchises**LU 1116-2009***By Council Member Katz*

Application no. C 090166 MMX by the Department of City Planning, pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment of the City Map, involving the establishment of a waterfront Park in area bounded by Major Deegan Boulevard, the Harlem River, and the extensions of East 144th Street and East 146th Street and any acquisition or disposition of real property.

Zoning and Franchises**LU 1117-2009***By Council Member Katz*

Application no. C 090302 ZRX by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the

City of New York concerning Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area); Article VIII, Chapter 7 establishing the Special Harlem River Waterfront District; and Article XII, Chapter 3 (Special Mixed Use District) specifying a special Mixed Use District (MX-13) and amending related sections of the Zoning Resolution.

Zoning and Franchises

LU 1118-2009

By Council Member Katz

Application no. 20095459 HKQ (N 090369 HKQ), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No. 411, LP-2316) by the Landmarks Preservation Commission of Jamaica High School located at 167-01 Gothic Drive, Council District no. 24.

Landmarks, Public Siting and Maritime Uses

LU 1119-2009

By Council Member Katz

Application no. 20095460 HKR (N 090370 HKR), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No. 411, LP-2211) by the Landmarks Preservation Commission of the Rutan-Journey House located at 7647 Amboy Road, Council District no. 51.

Landmarks, Public Siting and Maritime Uses

LU 1120-2009

By Council Member Katz

Application no. 20095461 HKX (N 090371 HKX), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No. 411, LP-2311) by the Landmarks Preservation Commission of the New York Botanical Garden Museum, Fountain of Life and Tulip Tree Allee, Watson drive and Garden Way, Council District no 11.

Landmarks, Public Siting and Maritime Uses

LU 1121-2009

By Council Member Katz

Application no. 20095653 HHR pursuant to §7385 (6) of the Enabling Act, concerning the lease agreement of property on

the campus of Sea View Hospital Rehabilitation Center and Home, Council District no 50.

Landmarks, Public Siting and Maritime Uses

LU 1122-2009

By Council Member Katz

Application no. 20095348 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition for 18 Bedford Ave. LLC, d/b/a.18 Bedford Ave. Café , to establish, maintain and operate an unenclosed sidewalk café located at 18 Bedford Ave (Block 2645, Lot 35, 36), Borough of Brooklyn, Council District no.33. 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.

Zoning and Franchises

LU 1123-2009

By Council Member Katz

Application no. 20095371 SCK, a proposed site for a new 900 seat primary school facility serving CSD 13 and 15, to be located at Old P.S. 133, (Block 940, Lot 1, 16 and 65), Council District No. 33, Borough of Brooklyn. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Landmarks, Public Siting and Maritime Uses

LU 1124-2009

By Council Member Katz

Application no. C 090313 ZMK 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. 17d, 23a, 23c and 23d.

Zoning and Franchises

LU 1125-2009

By Council Member Katz

Application no. 20095554 HKX (N 090392 HKX), pursuant to §3020 of the Charter of the City of New York, concerning

the designation (List No.412, LP-2322) by the Landmarks Preservation Commission of the New York Public Library, Woodstock Branch (Block 2657, Lot 30) Council District no 17.

Landmarks, Public Siting and Maritime Uses

LU 1126-2009

By Council Member Katz

Application no. 20095555 HKX (N 090393 HKX), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.412, LP-2323) by the Landmarks Preservation Commission of the New York Public Library, Hunts Point Branch (Block 2722, Lot 63), Council District no 17.

Landmarks, Public Siting and Maritime Uses