

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, July 24, 2012

9:15 AM

Continuation of the July 23, 2012 - Recessed Meeting

250 Broadway - Committee Rm, 16th Fl.

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, Larry B. Seabrook,
James Vacca, Albert Vann and Vincent M. Ignizio*

Roll Call

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

Absent: Seabrook and Vann

Other Council Members Attending: Koo and Palma

LU 0629-2012

Application no. 20125206 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 7th Avenue Restaurant Group d.b.a. Tasca, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 130-138 Seventh Avenue South, Borough of Manhattan, 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(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Filed by Subcommittee

Affirmative: 9 -

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

Absent: 2 -

Seabrook and Vann

LU 0630-2012 **Application no. 20125400 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Panzi Enterprises d.b.a. Panca, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 92 Seventh Avenue South, Borough of Manhattan, 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(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0631-2012 **Application no. 20125766 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Focacceria, LTD d.b.a. Focacceria Restaurant, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 87 MacDougal Street, Borough of Manhattan, 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(g) of the New York City Administrative Code.**

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0637-2012

Application no. 20125770 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 212 Lafayette Associates, LLC d.b.a. Café Select, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 212 Lafayette Street, Borough of Manhattan, Council District 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.

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0642-2012 **Application no. 20125568 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Leahlala LLC, d/b/a Abilene, to continue to maintain and operate an unenclosed sidewalk café located at 442 Court Street, Borough of Brooklyn, Council District no.39. 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 July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0643-2012 **Application no. 20125449 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Aura, LLC, d/b/a Mickey Spillane's Kitchen, to establish, maintain and operate an unenclosed sidewalk café located at 350 West 49th Street, 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 July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0644-2012

Application no. 20125561 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Smorgas Chef West Village LLC, d/b/a Smorgas, to continue to maintain and operate an unenclosed sidewalk café located at 283 West 12th Street, 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 July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0645-2012 **Application no. 20125646 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Vida Mexicana Inc, d/b/a Papisito Mexican Grill, to continue to maintain and operate an unenclosed sidewalk café located at 223 Dyckman Street, Borough of Manhattan, Council District no.7. 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 July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann

LU 0646-2012 **Application no. 20125668 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Villa Pacri, d/b/a Villa Pacri, to continue to maintain and operate an unenclosed sidewalk café located at 53 Gansevoort Street 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 July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of July 23, 2012 - July 27, 2012, Land Use Calendar - July 24, 2012, Reconvened Subcommittee on Zoning Meeting 07-24-2012, Committee Report, Resolution, Hearing Transcript - Stated Meeting 7-25-12, Hearing Transcript - Zoning 7-23-12, Hearing Transcript - Zoning 7-24-12

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, Vacca and Ignizio

Absent: 2 -

Seabrook and Vann