

# The New York City Council

*City Hall  
New York, NY 10007*



## Meeting Minutes

Tuesday, June 7, 2011

9:30 AM

Continuation of the June 2, 2011 - 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, Seabrook, Vacca, Vann and Ignizio

*Other Council Members Attending: Halloran*

LU 0395-2011

**Application no. N 100373 ZRM submitted 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 I, Chapter 4 (Sidewalk Café Regulations), Article1X, Chapter 7 (Special 125th Street District), to modify the regulations pertaining to the location of sidewalk cafes within the Special 125th Street District, Borough of Manhattan, Community District 9, 10 and11.**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

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

**Affirmative:** 11 -

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

LU 0396-2011

**Application no. N 110176 ZRM submitted by the Department of City Planning and Manhattan Community Board 4, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 6 (Special Clinton District), Article1, Chapter 4 (Sidewalk Café Regulations), and Appendix F, Borough of Manhattan, Community District 4, Council District no. 3.**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

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

**Affirmative:** 11 -

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

LU 0397-2011

**Application no. C 110177 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. 8c, Borough of Manhattan, Council District no. 3.**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

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

**Affirmative:** 11 -

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

LU 0398-2011

**Application no. C 110166 ZMQ submitted by HANAC, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, establishing within an existing R6 District a C1-3 District, Section No. 9a, Council District no. 33 .**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

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

**Affirmative:** 11 -

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

**LU 0399-2011**      **Application no. C 110031 ZSQ submitted by HANAC, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a Special Permit pursuant to Section 74-511 of the Zoning Resolution to allow an unattended public parking garage with a maximum capacity of 59 spaces, Borough of Queens, Community District 1, Council District 33. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Committee Report, Resolution, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

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

**Affirmative:** 11 -

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

**LU 0400-2011**      **Application no. C 100457 ZMQ submitted by 10-24 Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, changing from an R2A District to an R3-1 District and establishing within an existing and proposed R3-1 District a C2-2 District, Section No. 7d, Council District no. 19.**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Land Use Calendar - June 7, 2011, Hearing Testimony - Zoning 6/2/11, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Laid Over by Subcommittee**

**Affirmative:** 9 -

Weprin, Comrie Jr., Garodnick, Lappin, Reyna, Rivera, Seabrook, Vann and Ignizio

LU 0405-2011

**Application no. 20115564 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of JVRS Group LLC d.b.a.OPM Restaurant & Club, to establish, maintain and operate an unenclosed sidewalk café located at 3202 Emmons Avenue, Borough of Brooklyn , Council District no. 46. 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:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Hearing Testimony - Zoning 6/2/11, Land Use Calendar - Week of June 20 - June 24, 2011, Land Use Calendar - June 23, 2011, Hearing Testimony - Zoning 6/21/11, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Recessed Zoning and Franchises Meeting Scheduled for June 7, 2011, Hearing Testimony - Zoning 6/2/11, Land Use Calendar - Week of June 20 - June 24, 2011, Land Use Calendar - June 23, 2011, Hearing Testimony - Zoning 6/21/11, Hearing Transcript - Zoning 6-2-11, Hearing Transcript - Zoning 6-7-11

**This Land Use Application was Laid Over by Subcommittee**