

CITY COUNCIL
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

of the

COMMITTEE ON LAND USE

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May 4, 2009
Start: 10:41 am
Recess: 10:49 am

HELD AT: Council Chambers
City Hall

B E F O R E:
MELINDA R. KATZ
Chairperson

COUNCIL MEMBERS:
Joel Rivera
Tony Avella
Charles Barron
Leroy G. Comrie, Jr.
Simcha Felder
Eric N. Gioia
John C. Liu
Miguel Martinez
Larry B. Seabrook
Helen Sears
Albert Vann
Sara M. Gonzalez
Maria del Carmen Arroyo

A P P E A R A N C E S

COUNCIL MEMBERS:

Inez E. Dickens
Daniel R. Garodnick
Jessica S. Lappin
Rosie Mendez
Elizabeth Crowley

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2 CHAIRPERSON KATZ: That's enough,
3 right?

4 FEMALE VOICE: Yes.

5 CHAIRPERSON KATZ: Okay. We'll
6 start Land Use. We'll start the meeting and then
7 have the other members that are in Council Member
8 Felder's committee come in to vote, right?

9 P.S. 69K is a school siting a
10 Council Member Gonzalez's district, Community
11 School Board 20; LU number 1041 is Silver Moon
12 Bakery, it is a sidewalk café in Council Member
13 Mark-Viverito's office.

14 You're voting for it, Charles.

15 LU numbers, 1047 through 1050 is--

16 SERGEANT-AT-ARMS: Keep it down,
17 please, keep it down.

18 CHAIRPERSON KATZ: Are you arguing
19 about the school siting again?

20 FEMALE VOICE: Yes.

21 CHAIRPERSON KATZ: Didn't we do a
22 school siting in yours last week? I can recall
23 that, you know.

24 LU numbers 1047 through 1050 are
25 all related, it's Clinton Park, all in Council

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Member Quinn's district. It is modified--

[Pause]

CHAIRPERSON KATZ: Is this it?

FEMALE VOICE: Yeah, that's--

[Crosstalk]

CHAIRPERSON KATZ: The modification is to exclude the area made smaller, it's to make the area smaller. And the applicant made the changes to the restrictive declaration for it. It's an amendment to a zoning map, amendment to the zoning text, and two special permits. LU number 1053 is in Council Member Vallone's district, it's a sidewalk café.

LU number 1064 and 65 are both Oceana Brighton by the Sea, and it's amendment to the zoning map and a modification to the restrictive declaration. There are two related applications to facilitate a residential development.

Before we continue, let me just note that the next subcommittee meetings will be on May 12th. Do we have to have Land Use before the Stated? And just to announce this, because it's unusual, we do not have to have Land Use

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2 before the Stated meeting on Wednesday, shockingly
3 enough.

4 So thank you to everyone for
5 solving the issues before today.

6 Any discussion on the agenda? Call
7 the roll.

8 MS. CAROL SHINE: Carol Shine,
9 Counsel to the Committee.

10 Chair Katz.

11 CHAIRPERSON KATZ: Aye on all.

12 MS. SHINE: Council Member Rivera.

13 COUNCIL MEMBER RIVERA: I vote aye
14 on all.

15 MS. SHINE: Council Member Barron.

16 COUNCIL MEMBER BARRON: Aye on all.

17 MS. SHINE: Council Member Liu.

18 COUNCIL MEMBER LIU: Yes.

19 MS. SHINE: Council Member
20 Seabrook.

21 COUNCIL MEMBER SEABROOK: Aye on
22 all.

23 MS. SHINE: Council Member Sears.

24 COUNCIL MEMBER SEARS: Aye.

25 MS. SHINE: Council Member Vann.

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COUNCIL MEMBER VANN: Aye on all.

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MS. SHINE: Council member

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Gonzalez.

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COUNCIL MEMBER GONZALEZ:

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Permission to explain my vote?

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CHAIRPERSON KATZ: Yes.

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COUNCIL MEMBER GONZALEZ: Thank

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you, Chair, and thank you to all my colleagues.

10

We certainly welcome a school in my district, it's

11

an Annex to P.S. 69, a school that's already--I

12

mean, a community and a school that's overcrowded,

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so we certainly embrace it. It's, I believe, 300-

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--'cause it was--

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[Off mic]

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COUNCIL MEMBER GONZALEZ: It went

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down from the seats, anyway. So it's certainly, I

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embrace it and I thank my folks. That's it.

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[Pause]

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MS. SHINE: Council Member Arroyo.

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COUNCIL MEMBER ARROYO: Aye.

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MS. SHINE: Council Member Dickens.

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COUNCIL MEMBER DICKENS: Aye.

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MS. SHINE: Council Member Lappin.

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COUNCIL MEMBER LAPPIN: Aye.

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MS. SHINE: Council Member

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Garodnick.

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COUNCIL MEMBER GARODNICK: Aye.

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MS. SHINE: Council Member Mendez.

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COUNCIL MEMBER MENDEZ: Aye.

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MS. SHINE: Council Member Crowley.

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COUNCIL MEMBER CROWLEY: Aye.

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MS. SHINE: By a vote of 14 in the

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affirmative--

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CHAIRPERSON KATZ: Council Member

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Avella just came in.

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MS. SHINE: Oh, Council Member

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Avella.

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COUNCIL MEMBER AVELLA: Aye.

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MS. SHINE: By a vote of 15 in the

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affirmative, none in the negative, and no

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abstentions, the aforementioned items are

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approved. Please remember to sign the reports.

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CHAIRPERSON KATZ: Tony, a minute

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later, you would've ruined your record. Avella, a

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minute later, you would've ruined your record,

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that would have been it.

24

[Off mic]

25

CHAIRPERSON KATZ: I was this

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2 close. No, okay. Anything else? Anybody else?
3 No? Okay, we'll leave it open.

4 [Off mic]

5 CHAIRPERSON KATZ: Yeah, we'll
6 leave it open for another 10 minutes or so, so the
7 people across the street can vote and also for the
8 committee next door. Thank you, sign the
9 committee reports.

10 [Pause]

11 MS. SHINE: Council Member Comrie.

12 [Off mic]

13 MALE VOICE: He's got to catch his-

14 -

15 COUNCIL MEMBER COMRIE: Good
16 morning, I want to congratulate all parties in all
17 matters and I vote aye on all.

18 MS. SHINE: The vote stands at 16
19 in the affirmative, none in the negative, and no
20 abstentions.

21 [Pause]

22 MS. SHINE: Council Member Felder.

23 COUNCIL MEMBER FELDER: Yes.

24 MS. SHINE: The vote stands at 17
25 in the affirmative, none in the negative, and no

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abstentions.

[Pause]

MS. SHINE: Council Member Gioia.

COUNCIL MEMBER GIOIA: Thank you, I
vote yes.

MS. SHINE: The vote stands at 18
in the affirmative, none in the negative, and no
abstentions.

[Pause]

[Off mic]

COUNCIL MEMBER VANN: How's my tie?
My tie straight? Everything's cool?

[Off mic]

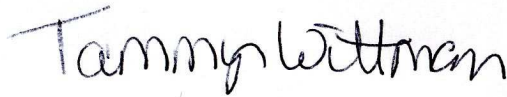
COUNCIL MEMBER VANN: All right,
good, all right.

MALE VOICE: Check the mic, check
the mic.

COUNCIL MEMBER VANN: It's on, I
got it on. Oh yea, oh yea, oh yea, the Honorable
Albert Vann is now assuming the chair of the Land
Use Committee. Meeting is adjourned.

C E R T I F I C A T E

I, Tammy Wittman, 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 May 22, 2009_____