

# The New York City Council

*New York City Council  
City Hall  
New York, NY 10007*



## Meeting Minutes

Thursday, December 6, 2007

9:30 AM

Committee Room - City Hall

### **Subcommittee on Zoning and Franchises**

*Tony Avella, Chair*

*Members: Simcha Felder, Eric N. Gioia, Robert Jackson,  
Melinda R. Katz, Michael E. McMahon, Joel Rivera, Larry B. Seabrook,  
Helen Sears, Kendall Stewart and Albert Vann*

Roll Call

**Present,** Avella, Felder, Gioia, Jackson, Katz, McMahon, Rivera, Seabrook, Sears, Stewart and Vann

*Other Council Members Attending: Mendez*

LU 0628-2007

**Application no. 20075254 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of BacBars Group LLC, to establish, maintain and operate an enclosed sidewalk café located at 533 Hudson 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:** Hearing Transcript - Zoning 11/26/07, Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Zoning 12/17/07, Hearing Transcript - Land Use 12/18/07, Hearing Transcript - Zoning 12/19/07, Hearing Transcript - Land Use 12/19/07

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

**Attachments:** Hearing Transcript - Zoning 11/26/07, Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Zoning 12/17/07, Hearing Transcript - Land Use 12/18/07, Hearing Transcript - Zoning 12/19/07, Hearing Transcript - Land Use 12/19/07

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

LU 0629-2007

**Uniform Land Use Review Procedure application no. C 060372 ZMM, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 8d, changing from a C4-5A District to a C6-2A District property bounded by East 32nd Street, a line 100 feet westerly of Lexington Avenue, a line midway between East 31st Street and East 32nd Street, and a line 150 feet easterly of Park Avenue South.**

**Attachments:** Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Land Use 12/10/07

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

**Attachments:** Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Land Use 12/10/07

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

**Affirmative,** 11 -

Avella, Felder, Gioia, Jackson, Katz, McMahon, Rivera, Seabrook, Sears, Stewart and Vann

**LU 0630-2007** Uniform land use review procedure application no. C 060373 ZSM, pursuant to §197-c and §201 of the Charter of the City of New York for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution in the Borough of Manhattan, Council District no. 2 to allow an attended public parking garage with a maximum capacity of 44 spaces on portions of the ground floor, cellar and subcellar of a proposed mixed use building on property located at 122 East 32nd Street (Block 887, Lots 84 and 87). 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:** Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Land Use 12/10/07

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

**Attachments:** Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Land Use 12/10/07

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

**Affirmative, 11 -**

Avella, Felder, Gioia, Jackson, Katz, McMahon, Rivera, Seabrook, Sears, Stewart and Vann

**LU 0631-2007** Uniform Land Use Review Procedure application no. N 070515 ZRM, 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 X, Chapter 9, (Special Little Italy District), to modify the provisions of Sections 109-132 and 109-332 (Treatment of the Ground Level Wall) and to delete Section 109-25 (Mandatory Sidewalk Improvements).

**Attachments:** Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Land Use 12/10/07

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

**Attachments:** Hearing Transcript - Zoning 12/6/07, Hearing Testimony - Zoning 12/6/07, Hearing Transcript - Land Use 12/10/07

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

**Affirmative, 11 -**

Avella, Felder, Gioia, Jackson, Katz, McMahon, Rivera, Seabrook, Sears, Stewart and Vann

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY