

CITY COUNCIL  
CITY OF NEW YORK

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TRANSCRIPT OF THE MINUTES

of the

SUBCOMMITTEE ON ZONING AND FRANCHISES

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December 14, 2011

Start: 10:00am

Recess: 10:35

HELD AT: Council Chambers  
City Hall

B E F O R E:

MARK S. WEPRIN  
Chairperson

COUNCIL MEMBERS:

Leroy G. Comrie, Jr.  
Daniel R. Garodnick  
Robert Jackson  
Jessica S. Lappin  
Diana Reyna  
Joel Rivera  
Larry B. Seabrook  
James Vacca  
Albert Vann  
Vincent M. Ignizio

## A P P E A R A N C E S (CONTINUED)

George Schwartz  
Representative  
Scarpina Bar & Grill

Robert Bookman  
Representative  
Wallse Restaurant

Colleen Alderson  
Director of Parklands  
New York City Department of Parks and Recreation

2 CHAIRPERSON WEPRIN: And action.  
3 Good morning. Thank you, Jerry. Good morning  
4 everyone. I am Mark Weprin. I am the Chair of  
5 the Zoning and Franchises Subcommittee of the Land  
6 Use Committee. I am delighted this morning to be  
7 joined by the chair of the Land Use Committee,  
8 Leroy Comrie, Robert Jackson, Chair of the  
9 Education Committee, Al Vann from Brooklyn—I had  
10 no idea what though. I blanked on it... the  
11 Assembly Corporations Committee, Jimmy Vacca,  
12 Larry Seabrook and Vincent Ignizio. Did I miss  
13 anybody? No. That's what I get for starting to do  
14 committees. I apologize, Al. It's like, "What is  
15 he chairing?" And I couldn't remember.

16 [background conversation]

17 CHAIRPERSON WEPRIN: And also  
18 Council Member Dan Garodnick is here and is  
19 chairing on another committee simultaneously; he  
20 is that special.

21 [laughter]

22 CHAIRPERSON WEPRIN: Okay, so we're  
23 going to start. We have two cafes on today, and  
24 then one zoning item. We are going to start with  
25 Land Use No. 542, which is Scarpina Bar & Grill.

2 And... hold on one second. Who's here for 542?  
3 That's George Schwartz [phonetic], I believe. Mr.  
4 Schwartz, there you are. Come on up. Come join-  
5 have a seat here at the front table. Try to  
6 figure out how the mic works; it's not that easy,  
7 and then please state your name for the record and  
8 describe the application that you're asking for.  
9 There you go.

10 GEORGE SCHWARTZ: George Schwartz.  
11 I'm an architect and I'm represent Scarpina Bar &  
12 Grill at 88 University Place in Manhattan for a  
13 sidewalk café.

14 [background conversation]

15 GEORGE SCHWARTZ: I'm too far? I'm  
16 sorry. Should I repeat? Okay. My name is George  
17 Schwartz. I'm an architect. I'm representing  
18 Scarpina Bar & Grill at 88 University Place in  
19 Manhattan for a sidewalk café application.

20 CHAIRPERSON WEPRIN: I have a  
21 letter here from a Schenzi [phonetic] Selomage  
22 [phonetic].

23 GEORGE SCHWARTZ: Yes, that is the  
24 owner of the restaurant.

25 CHAIRPERSON WEPRIN: Okay. I will

2 read that into the record if that's okay.

3 GEORGE SCHWARTZ: Sure.

4 CHAIRPERSON WEPRIN: It says, to  
5 Council Members Weprin and Mendez—it's in Council  
6 Member Mendez's district. This is to inform you  
7 that as per Council request the proposed  
8 unenclosed sidewalk café at 88 University Place is  
9 hereby amended by reducing the distance to the  
10 curb by three feet, reducing the seating by one  
11 table and two chairs. The amended plan enclosed--  
12 which we have a copy of--shows 6 tables and 12  
13 chairs at a distance of 11 feet 2 inches to the  
14 street curb. Yours Truly, Schenzi Selomage, who  
15 is the owner of Scarpina Bar & Grill. Council  
16 Member Mendez is okay with this amendment. Does  
17 anyone on the panel have any comments or questions  
18 for this gentleman? Seeing none, we thank you  
19 very much, and we're going to close this item. So  
20 thank you. You are excused. You're welcome to  
21 hang out if you like...

22 Okay. Next we're going to do Land  
23 Use No. 543, which is Wallse Restaurant on West  
24 11<sup>th</sup> Street. I'm calling up Robert Bookman  
25 [phonetic]. Is it just you, Robert?

2 ROBERT BOOKMAN: Just me.

3 CHAIRPERSON WEPRIN: How are you,  
4 Mr. Bookman? Welcome back.

5 ROBERT BOOKMAN: Thank you, sir.

6 CHAIRPERSON WEPRIN: Please state  
7 your name once again for the record and describe  
8 what the application is.

9 ROBERT BOOKMAN: Robert Bookman  
10 from the law firm Pesetsky and Bookman. We're at  
11 325 Broadway, New York, New York. Good morning,  
12 Mr. Chair, members of the Committee and  
13 distinguished staff, I'm here on behalf of Schatzi  
14 Corp doing business as Wallse. It is a restaurant  
15 over ten years old on West 11<sup>th</sup> Street deep in the  
16 heart of the West Village. We've had a café for  
17 about a decade. Unfortunately as time goes by  
18 with some cafes, they tend to not comply with  
19 exactly what they were approved for. That's what  
20 this was all about, so we've prepared a letter.  
21 We've worked with Council Member Quinn's office  
22 and your good staff and prepare this agreement.

23 CHAIRPERSON WEPRIN: Mr. Bookman,  
24 do you want to just read the letter into the  
25 record?

ROBERT BOOKMAN: Dear Council

Member Quinn, this letter serves as our agreement with the Chair, Council Member Mark Weprin and the encompassing members of the Subcommittee on Zoning and Franchises that we will commit to the following: 1) existing lamp posts located on the southeast corner of West 11<sup>th</sup> Street and Washington Street and the exterior fire escape of West 11<sup>th</sup> street will be indicated on the sidewalk café plans; 2) the size of the sidewalk café will reduce from 8 tables and 16 seats to 7 tables and 14 seats, specifically removing the one table and two chairs that currently impede the safe deployment of the exterior fire escape on West 11<sup>th</sup> Street. This will be done in accordance with the New York City fire Department regulations; 3) all tables will be no larger than the approved 24 inches wide; 4) the seven planters, two umbrellas and menu table currently in the sidewalk café zone will be removed as they have not been indicated on the approved plans; 5) all the aforementioned changes will be reflected in revised plans submitted to the New York City Department of Consumer Affairs. If there are any questions,

2 feel free to call my office. Signed by the  
3 president of the company and - - as well.

4 CHAIRPERSON WEPRIN: We just need a  
5 copy of the-

6 ROBERT BOOKMAN: [Interposing]  
7 Absolutely. We'll get a stamp from and they give  
8 it to you so you know we submitted it.

9 CHAIRPERSON WEPRIN: Good. Good  
10 job reading. Probably your good course in law  
11 school probably. Reading aloud. I got the thumbs  
12 up from Speaker Quinn's staff in the back of the  
13 room there, saying that she is on board with these  
14 agreements, with these changes, so with that in  
15 mind, I look to the members of the Committee.  
16 Anyone interested in commenting or asking about  
17 this restaurant? I heard that Peter was there and  
18 completely ruined the whole mojo of the place. It  
19 went from being a really cool place, to being an  
20 uncool place.

21 ROBERT BOOKMAN: Way too upscale  
22 for Peter.

23 CHAIRPERSON WEPRIN: That's it.  
24 Anybody have any comments? No more coffee for me.  
25 Alright. Well, thank you very much, Mr. Bookman.

2 We are going to close this item.

3 ROBERT BOOKMAN: Thank you very  
4 much.

5 CHAIRPERSON WEPRIN: Thank you.

6 [background conversation]

7 CHAIRPERSON WEPRIN: Alright. Now  
8 we're going to move on to the next item. It's  
9 Land Use Nos. 544 and 545, the Broadway Malls. -  
10 - . Is that Colleen [phonetic] is coming? Okay.  
11 I'd like to call up Colleen Alderson [phonetic],  
12 is it? Alderson, right. Colleen, if you could  
13 please state your name for the record and describe  
14 the application. Also, tell us who is here with  
15 you. We always like to hear that.

16 COLLEEN ALDERSON: Sure. My name  
17 is Colleen Alderson. I'm the director of  
18 Parklands for the New York City Department of  
19 Parks and Recreation. Karen Becker [phonetic] is  
20 the Parks Department director of government  
21 relations--

22 CHAIRPERSON WEPRIN: [Interposing]  
23 Shameless ploy I had to get in for Karen Becker.

24 COLLEEN ALDERSON: --and Gregory  
25 Mitterman [phonetic] is also with the Parklands

Office for the Parks Department, so...

[background conversation.]

COLLEEN ALDERSON: So, good

morning, Council Members. I'm here to testify on behalf of the agency as a co-applicant with the New York City Department of Transportation for the ULEP [phonetic] application and subsequent text amendment to change the city map for the elimination, discontinuous enclosing of portions of Broadway between West 94<sup>th</sup> Street and West 97<sup>th</sup> Street within Community Board 7 in the borough of Manhattan and the establishment of parkland in the areas on the Broadway Malls. The purpose of the application is facilitated by the reconstruction by the New York City Transit Authority of the West 96<sup>th</sup> Street Station, which serves the numbers 1, 2 and 3 lines and is located in Manhattan's Upper West Side. This change to the city map will officially recognize this reconstruction. The area we are specifically referring to on Broadway is city-owned 150 feet wide, improved and open to two way traffic. Existing landscape medians divide the north and southbound travel lanes of Broadway from West 59<sup>th</sup> Street at Columbus Circle

2 to West 122<sup>nd</sup> Street, where the subway tracks  
3 emerge from underground and are then elevated  
4 above Broadway. While under the jurisdiction of  
5 the Parks Department, the Broadway Malls that are  
6 located within the bed of the map's street have  
7 not been previously mapped as parkland on the city  
8 map. Recently the New York City Transit Authority  
9 completed the construction of a new above ground  
10 one story station house on a portion of the median  
11 just north of West 95<sup>th</sup> Street. In order to  
12 construct the new ADA compliant station, the  
13 widths or portions of the three medians that this  
14 application encompasses have been increased from  
15 22 feet to approximately 54 feet at their widest  
16 sections. With the city map change, Parks would  
17 acquire jurisdiction over the portions of street  
18 bed that would be eliminated for the widening of  
19 the three medians and would not result in the loss  
20 of traffic lanes. The Parks Department's newly  
21 acquired land from the widened medians together  
22 with Park's currently held land on the three  
23 existing medians would be established as parkland  
24 and eliminated as street on the city map. State  
25 alienation authorization for the discontinued use

2 of the portions of Broadway Malls to facilitate  
3 the 96 Street subway station house project was  
4 authorized on July 26<sup>th</sup>, 2006 as per Chapter 284 of  
5 the laws of 2006. The portion of the median being  
6 improved within Transit Authority's Station House  
7 will not be established as parkland, nor would it  
8 be eliminated as street; merely the roadways of  
9 Broadway between West 94<sup>th</sup> and West 97<sup>th</sup> Streets,  
10 which would be separated by mapped public parkland  
11 as a result of the proposed city map change  
12 described and would each still be considered a  
13 wide street through the text amendment. This  
14 application went through the New York State and  
15 Environmental Quality Review Act and the city  
16 Environmental Quality Review procedures and no  
17 negative environmental impacts were found. In  
18 addition, Community Board 7 and the Manhattan  
19 Borough President have issued favorable  
20 recommendations on the actions. I thank you for  
21 allowing me to come before you today and I'd be  
22 happy to answer any questions that you might have.

23 CHAIRPERSON WEPRIN: Thank you very  
24 much. I'm looking at the panel. Does anyone have  
25 any questions on this matter? We'll start with

2 Mr. Vann.

3 COUNCIL MEMBER VANN: Do you happen  
4 to know who chairs the Community Development  
5 Committee of the City Council?

6 CHAIRPERSON WEPRIN: I do.

7 COUNCIL MEMBER VANN: I yield to..  
8 [laughter]

9 COUNCIL MEMBER VANN: Yes, or no?

10 COLLEEN ALDERSON: No.

11 COUNCIL MEMBER VANN: Okay, thank  
12 you.

13 COLLEEN ALDERSON: Sorry.

14 COUNCIL MEMBER VANN: I won't hold  
15 it against you.

16 COLLEEN ALDERSON: Okay. I'm  
17 sorry. Karen - - I know.

18 CHAIRPERSON WEPRIN: Mr. Jackson?

19 COUNCIL MEMBER JACKSON: Thank you,  
20 Mr. Chair. Good morning. While you were reading  
21 your text and your explanation of all of the  
22 particular details, I was wondering myself what if  
23 we did not approve this? What would happen?

24 COLLEEN ALDERSON: Well, the malls  
25 are still considered under the Parks Department's

2 jurisdiction, but the city map would not reflect  
3 how the medians appear today, and I think for  
4 clarity's sake and just to establish the medians  
5 as parkland on the city map—that's really what  
6 this action is for, and the text amendment  
7 specifically is to enable the streets affected by  
8 the city map to still be considered a wide street,  
9 so status—

10 COUNCIL MEMBER JACKSON:

11 [Interposing] What do you mean by a wide street?

12 COLLEEN ALDERSON: In the New York  
13 City Zoning Resolution, 75 feet is the cut off for  
14 what is considered a wide street and there are  
15 certain zoning implications and because the  
16 medians would be mapped as parkland, it changes  
17 the block's fronting Broadway to be considered a  
18 narrow street. In order to keep things as the  
19 status quo, that is why the text amendment  
20 language is proposed. There are certain Zoning  
21 Resolution requirements having to do with parking  
22 and street wall, and the City Planning, I think,  
23 wanted to make sure that those same procedures and  
24 caveats are still applied. So it's just to keep  
25 everything as the status quo.

2 COUNCIL MEMBER JACKSON: So the  
3 area that we're talking about from 94<sup>th</sup> to 97<sup>th</sup> is  
4 still considered a wide street?

5 COLLEEN ALDERSON: Correct, with  
6 the text amendment. That's what that does.

7 COUNCIL MEMBER JACKSON: And the  
8 sidewalks adjacent to that area—I'm looking at the  
9 picture there, is there still parking or there's  
10 no parking at that location because it is wider as  
11 a result of making it ADA and so forth and so on?

12 COLLEEN ALDERSON: What happened is  
13 the sidewalks are part of the street right of way  
14 and what happened is some of the sidewalk width  
15 was added to the medians to make sure that the  
16 same amount of travel lanes occur. In terms of  
17 parking for the three block stretch, there was a  
18 total loss of three parking spaces.

19 COUNCIL MEMBER JACKSON: Not bad.

20 COLLEEN ALDERSON: So...

21 COUNCIL MEMBER JACKSON: And there  
22 was an environmental impact statement?

23 COLLEEN ALDERSON: Correct.

24 Correct. Oh No. I'm sorry. I should correct  
25 that. What happened is because federal funding

2 was used by the Transit Authority toward the  
3 station house project, there was actually a review  
4 done under NEPA [phonetic] and--

5 COUNCIL MEMBER JACKSON:

6 [Interposing] What's NEPA? I'm sorry?

7 COLLEEN ALDERSON: It's--

8 FEMALE VOICE: [off mic]

9 COLLEEN ALDERSON: Correct, so if  
10 there is federal funds applied through the Federal  
11 Transit Administration, they have to assure that  
12 giving that money that there is no possible  
13 impact, so the Transit Authority did do  
14 environmental review under NEPA. The city  
15 coordinated and was part of that review as well.  
16 For the text amendment and for our mapping change,  
17 we did do the city environmental review. We did  
18 an EAS and it resulted in a negative declaration.

19 COUNCIL MEMBER JACKSON: Do you  
20 think that as a result of this particular subway  
21 station and the widening of the median to be taken  
22 over by Parks or be considered parkland that the  
23 traffic flow from south to north and north to  
24 south in that area basically slows down traffic  
25 coming to that particular location? And is that

2 an impact, if in fact that happens?

3 COLLEEN ALDERSON: It was  
4 determined—there was a detailed traffic analysis  
5 done and it was determined that there was by  
6 virtue of these changes, there was no change to  
7 the traffic flow as a result of this. I think  
8 there was one second signal time that was changed  
9 on one of the cross streets. I think the purpose  
10 of that was to allow more pedestrian flow to the  
11 station house. It didn't have to do necessarily  
12 with traffic.

13 COUNCIL MEMBER JACKSON: Okay.  
14 Thank you very much. Thank you, Mr. Chair.

15 CHAIRPERSON WEPRIN: Mr. Ignizio?

16 COUNCIL MEMBER IGNIZIO: Yes, I  
17 have a question regarding any potential street  
18 alteration that may in the future need to be made.  
19 Is this now considered parklands such that it  
20 cannot be made if there is any alteration the  
21 street needs? They determine they need an extra  
22 foot in order add an additional lane—to put in a  
23 bike lane, which the DOT Commissioner is so fond  
24 of, to put in a bus rapid transit. What  
25 restrictions in basically putting this property

2 over to you does the DOT and people at large now  
3 have to deal with?

4 COLLEEN ALDERSON: Well, if there  
5 were any changes through--any traffic changes that  
6 would affect the medians between 94<sup>th</sup> and 97<sup>th</sup>, then  
7 it would have to go through - - if a portion of  
8 the median was to be used as part of a new traffic  
9 lane or a turning lane, but if the changes are  
10 within the street bed outside of the median, there  
11 would be no - - required to change the city map.  
12 Whatever--if city DOT wanted to take out a traffic  
13 lane to put in a bus lane, that wouldn't require  
14 any mapping changes. It's only if the medians  
15 become affected.

16 COUNCIL MEMBER IGNIZIO: Okay.  
17 Thank you.

18 CHAIRPERSON WEPRIN: Give us one  
19 minute. Okay, we have been joined by Council  
20 Member Reyna, who would like to ask a question.

21 COUNCIL MEMBER REYNA: I apologize  
22 for my tardiness, Chair. Thank you very much. I  
23 just wanted to understand if I can just put this  
24 in my own words just to see if I'm getting this  
25 right. We've built a structure that did not

2 exist, where this street was once considered wide  
3 street is now a narrow street, but we want to  
4 technically continue to refer to it as a wide  
5 street for development? For future development?

6 COLLEEN ALDERSON: The station  
7 house was a reconstruction in order to bring it up  
8 to current standards to provide better access,  
9 better pedestrian flow between the street—

10 COUNCIL MEMBER REYNA: [Interposing]  
11 But it wasn't as bulky as it is today?

12 COLLEEN ALDERSON: Correct. It's a  
13 little bit wider, and that's why some of the  
14 street bed was added to the malls to facilitate  
15 the station house project. The width between a  
16 building on one side of Broadway and a width of  
17 the road bed to the other side 150 feet was what  
18 previously happened. It was all treated as  
19 street. What we're doing is mapping the median as  
20 parkland, so what happens is for the buildings  
21 facing Broadway, the technically are now facing a  
22 narrow street, so through the text amendment, we  
23 are explaining that for those three streets  
24 affected it will still be considered a wide street  
25 in terms of the Zoning Resolution, which has

2 critical components in it so that if you're on a  
3 wide street, there are certain procedures you have  
4 to follow to make sure that if you're proposing a  
5 new development, it complies for health and  
6 safety. So street wall, parking implications and  
7 we didn't want that change to happen.

8 COUNCIL MEMBER REYNA: Right, but  
9 what I'm trying to understand is the street is  
10 technically narrower.

11 COLLEEN ALDERSON: There is still  
12 the amount of traffic lanes. We took some from  
13 the sidewalk, so there's less sidewalk, but the  
14 traffic lanes are the same.

15 COUNCIL MEMBER REYNA: Okay.

16 COLLEEN ALDERSON: Yes.

17 COUNCIL MEMBER REYNA: So the  
18 street is technically 150 feet?

19 COLLEEN ALDERSON: Today and  
20 through the map change, it will be changed.

21 COUNCIL MEMBER REYNA: To?

22 COLLEEN ALDERSON: It will be part  
23 of street on one side of Broadway mapped  
24 parklands, so instead of the-

25 [crosstalk]

2 COUNCIL MEMBER REYNA: But  
3 technically it's not 150 feet.

4 COLLEEN ALDERSON: Today it is.  
5 With this city map change, it would be not 150  
6 feet.

7 COUNCIL MEMBER REYNA: and if it's  
8 not 150 feet moving forward, then it would be  
9 considered a narrow or a wide street?

10 COLLEEN ALDERSON: The cut off is  
11 75 feet in the Zoning Resolution.

12 COUNCIL MEMBER REYNA: In reference  
13 to a narrow street?

14 COLLEEN ALDERSON: Correct.

15 COUNCIL MEMBER REYNA: And you want  
16 to regard this as a wide street?

17 COLLEEN ALDERSON: Correct.  
18 Correct because what happens is you only have 40,  
19 50 feet on each side of Broadway now 'cause you  
20 have the mapped parkland now established in the  
21 middle, so it changes for the buildings fronting  
22 Broadway. They have less than 75 feet. Does that  
23 make sense?

24 [background conversation]

25 COUNCIL MEMBER REYNA: And this

2 Zoning Resolution is isolated to this one area, or  
3 this has been - - ?

4 [crosstalk]

5 COLLEEN ALDERSON: --city wide.

6 The threshold for what's considered a wide street  
7 applies city-wide.

8 COUNCIL MEMBER REYNA: No, but this  
9 text resolution-

10 COLLEEN ALDERSON: [Interposing]

11 Would only apply to these three blocks.

12 COUNCIL MEMBER REYNA: And it's  
13 never been done before?

14 COLLEEN ALDERSON: Not to my  
15 knowledge. I would have to ask City Planning.

16 COUNCIL MEMBER REYNA: And this  
17 would assist future development?

18 COLLEEN ALDERSON: It doesn't  
19 assist anyone in terms of development. It keeps  
20 everything as the status quo.

21 COUNCIL MEMBER REYNA: But you're  
22 saying that it would affect it if you didn't do  
23 this?

24 COLLEEN ALDERSON: Correct. If we  
25 do not do the text amendment, the properties

2 fronting Broadway would be considered fronting a  
3 narrow street and they would not be responsible  
4 for going to City Planning for certain approvals—

5 COUNCIL MEMBER REYNA:

6 [Interposing] So this triggers what would be a  
7 process that permanently they would not have to  
8 participate in?

9 COLLEEN ALDERSON: The text  
10 amendment keeps everything the status quo.

11 COUNCIL MEMBER REYNA: So they  
12 continue to come back to City Planning?

13 COLLEEN ALDERSON: Exactly.  
14 Whatever is required in the zoning resolution  
15 would still apply to them.

16 COUNCIL MEMBER REYNA: And if this  
17 did not happen, then they would not have to go to  
18 the City Planning.

19 COLLEEN ALDERSON: Perhaps.  
20 There's certain detailed items in the zoning  
21 resolution that apply whether a narrow or wide  
22 street, so there are certain implications and we  
23 did not want to change that for the community. We  
24 wanted to make sure that the same provisions in  
25 the zoning resolution that apply today apply in

2 the future with this map change. We didn't want  
3 our mapping of the medians to effect any  
4 development review process that should happen for  
5 the buildings fronting Broadway.

6 COUNCIL MEMBER REYNA: Is this  
7 something that you're taking a look at in other  
8 areas because—

9 COLLEEN ALDERSON: [Interposing]  
10 No, No. This mapping of the malls is only related  
11 to the station house project. We're only mapping  
12 the medians between 94<sup>th</sup> and 97<sup>th</sup>, which was  
13 effected by the station house redevelopment. So  
14 the mapping is completely tied to the station  
15 house project.

16 COUNCIL MEMBER REYNA: Thank you.

17 CHAIRPERSON WEPRIN: Thank you,  
18 Council Member Reyna. Anybody else have any  
19 comments or questions? Seeing none, I want to  
20 thank you very much for being here. I'm going to  
21 close this hearing and we are going to move to  
22 vote on these items. Once again we are going to  
23 couple the following items into one vote, Land Use  
24 No. 542, Scarpina Bar & Grill, Land Use No. 543  
25 Wallse Restaurant and the text amendments Land Use

2 No. 544 and 545, the Broadway Malls. All these  
3 items are coupled. I will call on Christian  
4 Hilton, the counsel to the Committee, to please  
5 read the roll.

6 COUNSEL: Chair Weprin?

7 CHAIRPERSON WEPRIN: Aye.

8 COUNSEL: Council Member Rivera?

9 COUNCIL MEMBER RIVERA: I vote aye.

10 COUNSEL: Council Member Reyna?

11 COUNCIL MEMBER REYNA: I vote aye.

12 COUNSEL: Council Member Comrie?

13 COUNCIL MEMBER COMRIE: I vote aye.

14 COUNSEL: Council Member Jackson?

15 COUNCIL MEMBER JACKSON: Aye on

16 all.

17 COUNSEL: Council Member Seabrook?

18 COUNCIL MEMBER SEABROOK: Aye on

19 all.

20 COUNSEL: Council Member Vann?

21 COUNCIL MEMBER VANN: Aye.

22 COUNSEL: Council Member Ignizio?

23 COUNCIL MEMBER IGNIZIO: Yes.

24 COUNSEL: By a vote of eight in the

25 affirmative, none in the negative and no

2 abstentions, L.U. 542, 543, 544, and 545 are  
3 approved and referred to the full Land Use  
4 Committee.

5 CHAIRPERSON WEPRIN: Thank you.  
6 Council Member Garodnick and Council Member Vacca  
7 are chairing Committees in the building. We will  
8 try to get them post haste here to vote on this  
9 item as soon as possible. Alright, and so.. Okay.  
10 I just want to say on behalf of the Subcommittee  
11 on Zoning and Franchises, we are sort of saddened  
12 to say that this is the last Subcommittee meeting  
13 for the general council to the Land Use Committee  
14 of Carol Shine who is here. Round of applause  
15 please.

16 [applause]

17 CHAIRPERSON WEPRIN: And as a  
18 tribute to Carol, we are closing this hearing. We  
19 are adjourning this meeting, holding open the  
20 rolls just for the two Chairs who stepped out of  
21 the room. And with that, the meeting is now  
22 adjourned.

23 [gavel]

24 COUNSEL: Council Member Vacca?

25 COUNCIL MEMBER VACCA: I vote aye

2 on all.

3 COUNSEL: The vote now stands at  
4 nine in the affirmative, none in the negative and  
5 no abstentions.

6 [pause]

7 COUNSEL: Council Member Garodnick?

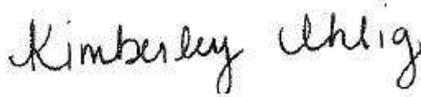
8 COUNCIL MEMBER GARODNICK: Thank  
9 you. I vote aye.

10 COUNSEL: By a vote of ten in the  
11 affirmative-final vote ten in the affirmative,  
12 none in the negative, no abstentions all items  
13 have been approved and referred to the full Land  
14 Use Committee. This meeting is adjourned.

C E R T I F I C A T E

I, Kimberley Uhlig 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

Handwritten signature of Kimberley Uhlig in cursive script, written over a horizontal line.Date 1/4/12