

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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January 22, 2019
Start: 11:16 a.m.
Recess: 11:19 a.m.

HELD AT: Committee Room - City Hall

B E F O R E: FRANCISCO P. MOYA
Chairperson

COUNCIL MEMBERS: Costa G. Constantinides
Rory S. Grodenchik
Rory I. Lancman
Stephen T. Levin
Antonio Reynoso
Donovan J. Richards
Carlina Rivera
Ritchie J. Torres

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

2 [sound check] [background comment/pause]

3 [gavel]

4 CHAIRPERSON MOYA: Good morning and
5 welcome to the meeting of the Subcommittee on Zoning
6 and Franchises. I'm Council Member Francisco Moya,
7 the Chairperson of this Subcommittee, and today we
8 are joined by Council Members Constantinides, Levin,
9 Rivera, Torres, and Grodenchik. Today, we will vote
10 to approve LU 312 an application heard by this
11 subcommittee at the public hearing of January 20,
12 2019 by Carries Hospitality, LLC, Elder Greene for a
13 revocable consent to maintain, operate and use an
14 unenclosed sidewalk café at 160 Franklin Street in
15 Council Member Levin's district in Brooklyn. We will
16 be voting to approve this café, the size of which has
17 been adjusted in response to community concerns.
18 Council Member, do you have some comments?

19 COUNCIL MEMBER LEVIN: Thank you, Chair.

20 I appreciate the Land Use staff and the Land Use
21 Subcommittee working with my office on this issue.
22 This is—this was a—an application for a sidewalk café
23 at pre-existing sidewalk—the pre-existing business
24 establish had a sidewalk café, although in a
25 different configuration. The community organized

2 around this issue, collected over 100 signatures in
3 opposition. Ultimately, the community engaged
4 effectively with the applicant and they came up with
5 a solution that was not dictated by my office. They
6 were able to come up with a solution themselves, and
7 so we're happy to ratify that here at the
8 Subcommittee and I-I urge my colleagues to vote aye.
9 Thanks.

10 CHAIRPERSON MOYA: Thank you Councilman.
11 I now call for a vote to approve LU 312. Counsel,
12 please call the roll.

13 LEGAL COUNSEL: Chair Moya.

14 CHAIRPERSON MOYA: Aye.

15 LEGAL COUNSEL: Constantinides.

16 COUNCIL MEMBER CONSTANTINIDES: Aye.

17 LEGAL COUNSEL: Levin.

18 COUNCIL MEMBER LEVIN: Aye

19 LEGAL COUNSEL: Rivera.

20 COUNCIL MEMBER RIVERA: Aye.

21 LEGAL COUNSEL: Torres.

22 COUNCIL MEMBER TORRES: Aye

23 LEGAL COUNSEL: Grodenchik.

24 COUNCIL MEMBER GRODENCHIK: Aye.

2 LEGAL COUNSEL: By a vote of 6 in the
3 affirmative, 0 in the negative and 0 abstentions, LU
4 312 is approved and referred to the full Land Use
5 Committee.

6 CHAIRPERSON MOYA: This-[pause] Alright,
7 we will—we will the vote—the vote open, the rolls
8 open for a couple more minutes. Right? Yep.

9 [background comments]

10 LEGAL COUNSEL: On LU 312, Richards

11 COUNCIL MEMBER RICHARDS: Aye.

12 LEGAL COUNSEL: By a vote of 7 in the
13 affirmative, 0 in the negative and 0 abstentions, LU
14 312 is approved and referred to the full Land Use
15 Committee.

16 CHAIRPERSON MOYA: This-this concludes
17 today's meeting, and I would like to thank the
18 members of the public, my colleagues, counsel and the
19 Land Use staff for attending. This meeting is hereby
20 adjourned. [gavel]

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C E R T I F I C A T E

World Wide Dictation certifies that the foregoing transcript is a true and accurate record of the proceedings. We further certify that there is no relation to any of the parties to this action by blood or marriage, and that there is interest in the outcome of this matter.



Date February 11, 2019