CITY COUNCIL CITY OF NEW YORK -----Х TRANSCRIPT OF THE MINUTES Of the SUBCOMMITTEE ON ZONING & FRANCHISES ----- Х September 4, 2019 Start: 9:30 a.m. Recess: 10:26 a.m. HELD AT: Committee Room, City Hall B E F O R E: FRANCISCO MOYA Chairperson COUNCIL MEMBERS: Barry S. Grodenchik Rory I. Lancman Stephen T. Levin Antonio Reynoso Donovan J. Richards Carlina Rivera

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

Frank St. Jacques Akerman LLP

Jay Goldstein Adam Sokol Jacob Shafron Community Board 8

Sheena Kang Policy Analyst Citizens Housing and Planning Council

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2 CHAIRMAN MOYA: This is the Zoning & 3 Franchises Subcommittee, and today we are joined by 4 Council Members Grodenchik, and Richards. If you are 5 here to testify, please fill out a speaker slip with 6 the sergeant-at-arms indicating your full name, the 7 application name or LU number and whether you are in 8 favor or against the proposal. Today we are holding 9 a hearing on LU 507, an application by Sabor Latino 10 for a renewal application request for a four-year 11 term approval for the continued operation of an 12 unenclosed sidewalk café located at 9535 40<sup>th</sup> Road in 13 Queens which includes 18 tables, gentlemen, 18 tables 14 and 36 chairs and is located in my district. I want 15 to now open the public hearing on this application 16 but I'd like to also enter into record that we have 17 received a letter from the applicant that is 18 outlining certain commitments related to the 19 operation of the café in response to community 20 concerns and we will be moving forward with the vote 21 a little later. I now will call the first panel. 22 Oh, I'm sorry. Are there any other members of the 23 public who wish to testify on this item? Seeing 24 none, I now close this hearing on this application. 25 We will now hear the preconsidered LU item for the

1	SUBCOMMITTEE ON ZONING & FRANCHISES 4
2	3513 Atlantic Avenue rezoning in Council Member
3	Espinal's district in Brooklyn. The applicant seeks
4	a zoning map amendment to establish a C2-4 commercial
5	overlay district within an existing R5 district along
6	the northern of Atlantic Avenue between Nichols and
7	Grant Avenues. The proposal would facilitate the
8	construction of a new one-story building with local
9	retail use at 3513 Atlantic Avenue. I now open the
10	public hearing on this application, and I would like
11	to call up Frank St. Jacques. Counsel, please swear
12	in the panel.
13	Counsel: Please state your name as part
14	of your response. Do you swear or affirm that you
15	swear to tell the truth, the whole truth and you will
16	answer all questions truthfully?
17	FRANK ST. JACQUES: Good morning, Frank
18	St. Jacques. I do.
19	Counsel: Thank you. You may begin.
20	FRANK ST. JACQUES: Thank you, good
21	morning Chair Moya and Committee members. Again, my
22	name is Frank St. Jacques of Akerman LLP for the
23	applicant. Excuse me, one moment. That's it, the
24	applicant is Leemilt's Petroleum, Inc., the owner of
25	3513 Atlantic Avenue. This application is for a

2 zoning map amendment to add a C2-4 overlay in an existing R5 district on the north side of Atlantic 3 Avenue between Nichols Avenue and Grant Avenue which 4 would allow the redevelopment of the site with a new 5 6 one-story commercial building. The rezoning area 7 outlined in red in the slide consists of three tax slots with a combined area of approximately 24,000 8 3513 Atlantic Avenue is shaded in red. 9 sa. ft. The area was zoned R5 in 1961. The rezoning area is one 10 block east of the boundary of the 2016 East New York 11 12 rezoning that established mid-density, residential, commercial and mixed-use districts along Atlantic 13 Avenue including C2-4 overlays within existing R5 and 14 15 newly mapped R7-A zonings on Atlantic Avenue from 16 Euclid Avenue to Lincoln Avenue. The surrounding area is characterized by a mix of low and mid-density 17 18 residential uses. Commercial uses are concentrated along Atlantic Avenue and Fulton Street, one block to 19 the north. The development site is an 18,760 sq. 20 foot corner and interior lot. It is improved with 21 2.2 two abutting one-story buildings occupied by a gas 23 station with a car wash and a convenient store. The gas station use was permitted in the R5 district by a 24 pre-1961 board of standards and appeals variance that 25

1	SUBCOMMITTEE ON ZONING & FRANCHISES 6
2	was initially granted in 1955. The existing
3	structures are not suitable for conversion to another
4	commercial use without significant structural
5	alterations. The adjacent site that's also included
6	in the proposed rezoning, 3485 Atlantic Avenue, is a
7	small one-story building occupied by a non-conforming
8	auto sales business with an open sales lot. He was
9	permitted in the R5 residential district also by BSA
10	variance initially granted in 1959. There's a small
11	tax lot, Lot 107, that's 625 sq. ft. It's a vacant
12	unimproved interior lot that has no street frontage
13	that is also included in the proposed rezoning just
14	to make a clean zoning district boundary. 3485
15	Atlantic Avenue, the auto sales lot, was included in
16	the rezoning area because it has the same constraint
17	as the development site. It can continue to operate
18	as a non-conforming auto sales lot in the R5 district
19	but cannot be redeveloped to anything other than
20	residential use without a zoning change or new BSA
21	approval. The requested rezoning is to map a C2-4
22	overlay in the existing R5 zoning district. As I
23	mentioned, this is necessary to permit the
24	development of new commercial use within the rezoning
25	area because the zoning resolution prohibits

1	SUBCOMMITTEE ON ZONING & FRANCHISES 7
2	structural alterations to a building occupied by a
3	non-conforming use. The existing gas station and car
4	wash buildings cannot be converted to another
5	commercial use without the rezoning because
6	significant structural alterations would be required
7	to accommodate such a new use. Note that the request
8	for the rezoning for the C2-4 overlay does not change
9	the underlying R5 zoning district. Subject to the
10	rezoning, the applicant intends to redevelop the site
11	with a new one-story commercial building for lease.
12	The building would have approximately 9,800 sq. ft.
13	of commercial floor area. That's about a .53 FAR and
14	six unenclosed parking spaces. The one-story
15	building would rise to a height of 19' and there's an
16	illustrative rendering on the slide. We had met with
17	the community district, community district 5, several
18	times. They unfortunately didn't have a quorum but
19	had indicated they would have recommended approval of
20	this application. The Brooklyn borough president
21	also recommended approval as has the City Planning
22	Commission so I'm happy to answer any questions.
23	CHAIRMAN MOYA: Thank you. Just a few
24	questions. How long has the current gas station auto
25	body establishment been in place?

FRANK ST. JACQUES: It's now closed. My understanding, I actually don't have the information with respect to the former gas station tenant. I can provide that to the Council.

6 CHAIRMAN MOYA: And did the owner
7 consider any alternatives for redevelopment of this
8 property, such as housing?

9 FRANK ST. JACQUES: They had not. This 10 is Lettmilt's Petroleum, the owner of the site, is a 11 subsidiary of Getty Realty Corp. They are a real 12 estate investment trust so their plan for site had 13 been to redevelopment it with a new commercial use 14 all along. They hadn't considered residential for 15 his site.

16 CHAIRMAN MOYA: And is the, what type of 17 retail will you be seeking for the location?

18 FRANK ST. JACQUES: So subject to the rezoning and other variables, there is a lease with a 19 20 national auto parts retailer. You can see in the rendering, we've shown illustratively, but based on 21 2.2 the nature of the existing uses along this portion of 23 Atlantic Avenue, there are a number of auto related 24 uses so the applicant believes that this auto parts retailer would be a good fit. 25

2 CHAIRMAN MOYA: Okay, and is the property 3 owner on the other side of the rezoning area aware of 4 this application and if they are, are they 5 supportive?

FRANK ST. JACQUES: So, we haven't done 6 7 any direct outreach to the adjacent owner. I will note that we haven't received any concerns or 8 complaints from the Community Board or the local 9 Council Member who we've also met with. Just to be 10 clear, that site, although it's within the rezoning 11 12 area, can continue unaffected as a non-conforming use 13 subject to the prior BSA variance in the rules 14 regarding nonconforming uses so they can continue to 15 maintain the status quo at their site but would 16 benefit from the rezoning if they chose to redevelop 17 or they could also develop as right, under the R5. 18 CHAIRMAN MOYA: And does the applicant intend to retain Brooklyn based and MWB contractors 19 20 for the construction? FRANK ST. JACQUES: So, the applicant 21 2.2 hasn't made a specific commitment there both to the 23 community board and the borough president. The applicant's indicated a willingness to do so and to 24

continue to be in touch with the community board and

25

1 SUBCOMMITTEE ON ZONING & FRANCHISES 10 2 the borough president. The site will ultimately be constructed, built-out by the commercial tenant so 3 the applicant/owner of the site will maintain contact 4 with the community board, the borough president, and 5 the local council member to facilitate that 6 7 conversation. CHAIRMAN MOYA: And, last question, will 8 the applicant look to follow the borough president's 9 recommendations regarding street safety and 10 sustainability? 11 12 FRANK ST. JACQUES: So, a note that the 13 site as it currently exists, it's essentially a, 14 there's really no sidewalk. There's no pedestrian 15 condition. It's essentially one large curb cut where 16 vehicles can come in and out. The proposed site plan would actually create a sidewalk, increasing 17 18 pedestrian safety, but it would only be two 12' wide curb cuts so as planned, there will be a large 19 20 increase in pedestrian safety but the applicant will also consider implementing further measures as 21 2.2 necessary based on the borough president's 23 recommendations and any input from the local council 24 member or the community board.

1	SUBCOMMITTEE ON ZONING & FRANCHISES 11
2	CHAIRMAN MOYA: Great, thank you very
3	much for your testimony today.
4	FRANK ST. JACQUES: Thank you.
5	CHAIRMAN MOYA: Are their any other
6	members of the public who wish to testify? Seeing
7	none, I now close the public hearing on this
8	application and now we will move to our votes. Today
9	we will vote to approve LU 507, the Sabor Latino
10	Café, heard today by this subcommittee. I am in
11	support of this application for a sidewalk café
12	renewal, but I'd also like to acknowledge that we've
13	been joined by Council Member Lancman and Council
14	Member Rivera. I now call for a vote to approve LU
15	507. Will Counsel please call the roll?
16	COUNSEL: Chair Moya?
17	CHAIRMAN MOYA: Aye.
18	COUNSEL: Council Member Richards?
19	COUNCIL MEMBER RICHARDS: Aye.
20	COUNSEL: Council Member Lancman?
21	COUNCIL MEMBER LANCMAN: Aye.
22	COUNSEL: Council Member Grodenchik?
23	COUNCIL MEMBER GRODENCHIK: Aye.
24	COUNSEL: Council Member Rivera?
25	COUNCIL MEMBER RIVERA: Aye.

2 COUNSEL: The vote will remain open. 3 CHAIRMAN MOYA: Thank you, we will now move to hear LU numbers 508 and 509 for the Kew 4 Gardens Hills Rezoning related to property in Council 5 Member Lancman's district in Queens. 6 This is a 7 rezoning application by Queens Community Board 8, seeking approval for a zoning map amendment to rezone 8 portions of the existing R-2 district to R2X district 9 as well as a related zoning text amendment to allow 10 such districts to be mapped in Queens Community 11 12 District 8. There is no specific development 13 associated with this rezoning. The proposal would 14 establish contextual bulk regulations in order to 15 maintain the existing built character of the rezoning 16 area and I now the public hearing on this application 17 and I'd like to turn it over to Council Member 18 Lancman for some remarks. COUNCIL MEMBER LANCMAN: 19 Thank you, 20 Mr. Chairman and thank you to the members of the committee who are here this morning to hear testimony 21 2.2 on this proposal. I'm very pleased that the Kew 23 Gardens Hills rezoning is being heard today. I'm proud to shepherd this rezoning through the Council 24 25 and stand in support of the application made by

1 SUBCOMMITTEE ON ZONING & FRANCHISES 13 2 Queens Community Board 8 and endorsed by the Kew Gardens Hills civil association to rezone Kew Gardens 3 Hills, portions of it, from an R-2 district to an 4 R2X district. This restricting will increase the 5 floor area ratio impacting about 400 homes in my 6 7 district. This rezoning will give property owners the flexibility to expand their homes about 10' into 8 their backyards and 3' on each side allowing them to 9 develop larger single-family homes to accommodate 10 their growing families. This change is necessary for 11 this growing community. The high cost of living in 12 New York City continues to push families to Long 13 Island, Up-State and New Jersey in search of more 14 15 space at a lower cost. By approving this rezoning, 16 New York City will provide a better incentive to 17 native New Yorkers to remain in our City. I want to 18 again thank the Chairman and all the members of the Subcommittee on Zoning & Franchises for conducting 19 20 this hearing. Thank you. 21 CHAIRMAN MOYA: Thank you Council Member 2.2

22 Lancman. I now would like to call us the next panel 23 which is Jay Goldstein, Adam Sokol and Jacob Shafron. 24 Counsel, if you can please swear in the panel.

1 SUBCOMMITTEE ON ZONING & FRANCHISES 14 2 COUNSEL: Please state your name as part 3 of your response, do you swear or affirm that the testimony you are about to give will be the truth, 4 the whole truth, and nothing but the truth and that 5 you will answer all questions truthfully? 6 7 JAY GOLDSTEIN: Jay Goldstein, I do. 8 COUNSEL: Please make sure the speaker light is turned on. 9 10 ADAM SOKOL: Adam Sokol, I do. JACOB SHAFRON: Jacob Shafron, I do. 11 12 COUNSEL: Thank you. You may begin. 13 JAY GOLDSTEIN: Good morning, thank you 14 very much for having us today. My name is Jay 15 Goldstein. I think the Council Members, especially Council Member Lancman for being here today. As 16 17 Council Member Lancman did mention, this is a 18 community driven application. I'm here today representing an interesting role. The Community 19 20 Board, Community Board 8 in Queens as well as 21 constituents within the neighborhood. With me is 2.2 Adam Sokol and Jacob Shafron, two residents of the 23 neighborhood who really spearheaded this grassroots movement, which is a unique rezoning in the City, 24 spearheaded and really pushed forward by a group of 25

1	SUBCOMMITTEE ON ZONING & FRANCHISES 15
2	community residents to preserve their community. The
3	rezoning application before you encompasses two
4	areas, project area A and project area B. Project
5	area A and project area B combined have a total of
6	about 378 lots. Project area A is generally bounded
7	by 22 <sup>nd</sup> Avenue and Main Street, 77 <sup>th</sup> Avenue and Park
8	Drive East, that encompasses 283 tax lots on 10 tax
9	blocks. Project area B is generally bounded by Union
10	Turnpike, Park Drive East, 78 <sup>th</sup> Avenue and Bly Place,
11	encompasses 94 tax lots on 6 tax blocks. The project
12	area is well serviced by Mass transit. People can
13	take the express bus to the City, walk to the F train
14	or the E train and take buses throughout the Queens
15	area within a very easy walking distance. The
16	proposal seeks to change the R-2 to an R2X district.
17	The proposal will keep the single-family nature of
18	the neighborhood, will not allow for mass development
19	and will allow the property owners and the homeowners
20	to enlarge their lots to accommodate their larger
21	families and their existing families. As mentioned,
22	the FAR will go up from .5 to .85 with a 1.02 attic
23	allowance. It will decrease the rear yard from 30 to
24	20 feet and as a benefit it will limit the heights on
25	houses to 35' as opposed to the sky exposure plan

1	SUBCOMMITTEE ON ZONING & FRANCHISES 16
2	which currently exists. Here's a graph showing the
3	difference between the existing zoning and the
4	proposed zoning. As mentioned, not much will change
5	in terms of the density. It's a single-family home
6	area. Here's a pre-1961 house which has not yet been
7	enlarged. Here's a picture of a home which has been
8	enlarged under the current zoning. This home is
9	indicative of the houses which are going up.
10	However, they are shorter homes which don't allow for
11	larger kitchens and more bedrooms which is necessary.
12	Here's an additional picture of a pre-61 home with
13	another home that was recently enlarged under the
14	current zoning. If you have any questions, I'm happy
15	to answer them.
16	CHAIRMAN MOYA: Just two quick questions
17	before I turn it over to Council Member Lancman. Can
18	you just go back and just provide some additional
19	detail regarding the height and yard requirements in
20	a R2X district and how it differs from the R-2, R-A
21	district.
22	JAY GOLDSTEIN: Sure, so the major
23	difference that you will see in practicality is gonna
24	be at the rear yard. The rear yard right now is
25	required at 30'. This will allow a 20' rear yard.
I	l

1	SUBCOMMITTEE ON ZONING & FRANCHISES 17
2	That's really the impetus for this is that we had a
3	town hall meeting with City Planning where they
4	explained that the current R-2, if you play with
5	certain deductions, have a driveway in your first
6	floor, you can really achieve a 1 FAR home as well.
7	However, it's a taller home as opposed to a larger
8	home and this neighborhood is really the impetus for
9	pushing this forward was to have larger dining rooms,
10	larger kitchens on the first floor and more bedrooms
11	on the second floor which this rezoning will allow.
12	The front yard stays the same. The side yards
13	currently it's required 2 at 13', 1 @ 5, 1 @ 8 as
14	your minimum. The proposal will be 10', 1 @ 2 and
15	1 @ 8. However, giving the existing homes, we don't
16	see many reapportionments so it's gonna be hard to
17	really accommodate that since you're gonna be
18	required to keep the minimum of 8' between the homes
19	anyways so again the major difference in this is
20	going to be at the rear of the home. In terms of the
21	height, current height allows for a 25' front wall
22	and then set back with sky exposure so you can have
23	very tall houses. The proposal under the R2X would
24	have a 21' front wall and the max. of the house would
25	be at 35' so it does cap you at a, essentially a

2 three-story home as opposed to now where you can have 3 a taller house.

4 CHAIRMAN MOYA: Got it and what type of 5 expansions are the most common or anticipated in R2X 6 district?

7 JAY GOLDSTEIN: We really anticipate it being at the rear of the home. While some of the 8 homes such as this will obviously go under larger, 9 more extensive enlargements in all directions, this 10 house if they do seek to enlarge it will only be at 11 12 the rear. This house again, a larger development but 13 this home will, again, only be at the rear if they do 14 seek to expand it.

15 CHAIRMAN MOYA: And just, last question.16 What other areas in the city are mapped R2X?

JAY GOLDSTEIN: So, there's, within Far 17 18 Rockaway, there is an area of Far Rockaway by Beach 9<sup>th</sup> area, there's an R2X district and also in areas 19 20 of Brooklyn, there's an R2X district. Both those areas have similar demographics, were meant to do 21 2.2 similar things as our proposal is today. They've 23 seemingly worked out very well. The City was happy with them and that's how we geared in and modeled our 24 rezoning request. 25

2 CHAIRMAN MOYA: Great, thank you very 3 much and now I want to turn it over to Council Member 4 Lancman for some questions.

5 COUNCIL MEMBER LANCMAN: Thank you, if the residents of Kew Gardens Hills could just tell us 6 7 why this is important for you and for the community. As I think has been said, this is not an application 8 that is driven by City planning or something that I 9 thought of, this is something that really came from 10 the community so putting aside the height and FAR 11 12 ratios and all the other technical talk, can you just 13 tell the Subcommittee why this is important for the people who live in this area and what it means to 14 15 this community to get this done? 16 ADAM SOKOL: All right, I'm Adam Sokol. 17 So, when I embarked on this program, I had built my 18 home already. COUNCIL MEMBER LANCMAN: Just talk a 19 20 little closer to the mic, please. 21 ADAM SOKOL: I apologize for my cold, 2.2 Councilman Lancman. So, when I embarked on this

23 project, I did it merely out of a lot of frustration 24 on two separate sets. On the first one, friends were 25 moving out of the neighborhood because they were

1	SUBCOMMITTEE ON ZONING & FRANCHISES 20
2	getting a lot more value in other neighborhoods and
3	being able to build houses big enough that can, you
4	know, suffice for their family. Second of all, I
5	built my home already but went through four or five
6	years with the City trying to get what I need and at
7	the end of doing that, I did, and have a [Inaudible]
8	but it was just, it was a long, long tail and I just
9	wanted to try to do something good for the
10	neighborhood to make it easier on others to stay and
11	this is definitely a necessity. The plan, the R2X is
12	something that works very well, and we basically had
13	like a majority of the neighborhood all in favor for
14	it so it's something that we're looking forward to
15	and we could keep people around like Mr. Shafron in
16	the neighborhood that was gonna run away to Long
17	Island but we're gonna try and keep him here.
18	JACOB SHAFRON: Thank you. Jacob Shafron
19	so my mother grew up in the neighborhood. I grew up
20	in the neighborhood. I currently purchased a house
21	in the neighborhood. I haven't done anything with
22	the home in anticipation of, you know, the R2X coming
23	through. I have four young kids. Space is always
24	something that we need in terms of the house.
25	Bedrooms for a large family. Relatives abroad who
I	l

1	SUBCOMMITTEE ON ZONING & FRANCHISES 21
2	like to come in for holidays and so on. It's a
3	challenge I guess to want to have a large home and
4	this would give us the ability to do that. I know
5	10' makes a big difference. The side yards as well
6	make a big difference in order to get us a bigger box
7	and the FAR we need. It's something that, you know,
8	we had reached out to Jay early on. We had the
9	support of everyone and we're very appreciative we
10	got to this point and we thank everyone for their
11	time.
12	COUNCIL MEMBER LANCMAN: That's all I
13	have.
14	[pause]
15	CHAIRMAN MOYA: Thank you very much for
16	your testimony today. I'd like to call up the next
17	panelist which is Sheena Kang.
18	[pause]
19	SHEENA KANG: Morning.
20	CHAIRMAN MOYA: Just make sure that the
21	button is turned on.
22	SHEENA KANG: Got it, thank you. Good
23	morning, Chair Moya, and members of the Subcommittee.
24	My name is Sheena Kang and I am a policy analyst at
25	the Citizens Housing and Planning Council. Thank you

1	SUBCOMMITTEE ON ZONING & FRANCHISES 22
2	for this opportunity to speak today about the Kew
3	Gardens Hills rezoning. CHPC is a non-profit
4	research organization that has helped initial public
5	policy in New York since 1937. We are committed to
6	the advancement of policies that enable the City's
7	housing stock to better meet the diverse and changing
8	needs of its population. We commend the Kew Gardens
9	Hills community for seeking the land use changes
10	before us today which will better allow the local
11	housing stock to meet the needs of growing resident
12	families. Yet the details of the proposed actions
13	also must be carefully considered. Cities across the
14	U.S. are banning single family zoning to try to
15	combat shortage of housing supply which is an issue
16	that is all too familiar here in New York and in this
17	context, zoning changes to a single family area that
18	would not allow for additional density should be
19	thoroughly evaluated to ensure that their outcomes
20	are optimal. CHPC is eager to see that the changes
21	sought would reduce the minimum rear yard depth from
22	30' to 20', an allowance that is unique to R2X
23	districts. This would allow for additional FAR with
24	minimal impacts to your neighborhood, character or
25	resident exposure to light and air. We commend the

1	SUBCOMMITTEE ON ZONING & FRANCHISES 23
2	applicants and City Planning and everyone involved in
3	this for pursuing this particular change and we would
4	also be enthusiastic to see the City explore options
5	for incorporating this allowance into other low
6	density residential zoning districts by recognizing
7	the desire to maintain the character, we would also
8	urge the consideration of two-family zoning or a
9	single-family zoning with the allowance for accessory
10	dwelling units. Families in Kew Gardens Hills today
11	are growing and as a result, they're encountering the
12	need for larger homes and in the future, many of
13	these same residents may wish to age in place. A
14	secondary unit could allow for a caretaker to live on
15	site or provide a fixed income homeowner with
16	supplemental income through rent and these are needs
17	that CHPC has frequently encountered through our work
18	on basement apartment conversions and which are well
19	worth anticipating ahead of time. In some housing
20	needs in New York City are constantly fluctuating and
21	it is critical to maintain flexibility in the housing
22	stock so that it can react to our most pressing
23	needs. We're happy to answer any questions you may
24	about these suggestions and appreciate your time.
25	Thank you very much.

1 SUBCOMMITTEE ON ZONING & FRANCHISES 24 2 CHAIRMAN MOYA: Thank you. Thank you for 3 your testimony today. Are there any other members of the public who wish to testify? Seeing none, I now 4 close the public hearing on this application. We're 5 going to pause for a minute to keep the vote open. 6 7 [pause] CHAIRMAN MOYA: Council Member Levin, I 8 9 now ask Counsel to continue our vote for today. 10 COUNSEL: On the continuing vote on the Land Use items. Council Member Levin? 11 12 COUNCIL MEMBER LEVIN: Aye on all. 13 COUNSEL: By a vote of 6 in the affirmative, 0 in opposition and no abstentions, the 14 15 item is approved and referred to the full Land Use 16 Committee. 17 CHAIRMAN MOYA: We have been joined by 18 Council Member Reynoso. COUNSEL: On the continuing vote on the 19 20 Land Use items. Council Member Reynoso? COUNCIL MEMBER REYNOSO: Thank you so 21 2.2 much. I vote aye. 23 COUNSEL: No problem, by a vote of 7 in the affirmative, 0 in the negative and no 24 25

1SUBCOMMITTEE ON ZONING & FRANCHISES252abstentions, the item is approved and referred to the3full Land Use Committee.

CHAIRMAN MOYA: Thank you and this 4 concludes today's meeting. I'd like to take a point 5 of privilege to acknowledge that this is John White's 6 7 last hearing today. He is moving on to bigger and better things and I couldn't be more grateful and 8 thankful for his work and service. I know that he's 9 made me a better chair and I just want to wish him 10 11 all the best in his future endeavors. He has been a 12 tremendous help and support to me and my staff, so John White thank you so much for your service. We 13 14 wish you all the best and God speed. I would like to 15 thank the members of the public, my colleagues, 16 Counsel and land use staff for attending. This 17 meeting is hereby adjourned. [gavel] 18 19 20 21 22 23 24

## CERTIFICATE

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 \_\_\_\_\_ September 10, 2019