

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, November 1, 2011

10:00 AM

250 Broadway - Committee Rm, 16th Fl.

Committee on Land Use

Leroy G. Comrie, Jr., Chair

*Members: Maria del Carmen Arroyo, Charles Barron, Inez E. Dickens,
Daniel R. Garodnick, Sara M. Gonzalez, Robert Jackson, Jessica S. Lappin,
Rosie Mendez, Annabel Palma, Diana Reyna, Joel Rivera, James Sanders, Jr.
Larry B. Seabrook, James Vacca, Albert Vann, Brad S. Lander, Stephen T. Levin,
Mark S. Weprin, Jumaane D. Williams, Daniel J. Halloran III, Vincent M. Ignizio and Peter
A. Koo*

Roll Call

Present:

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent:

Mendez, Sanders Jr., Seabrook and Lander

Conflict:

Gonzalez

LU 0466-2011

Application no. 20125043 CCK, pursuant to Section 1506 of the Not for Profit Corporation Law, concerning the acquisition of land known as the Weir Greenhouse by Green Wood Cemetery, Borough of Brooklyn, Council District no. 38.

Attachments: Land Use Calendar - Week of October 3 - October 7, 2011, Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Transcript - Landmarks 10-3-11, Land Use Calendar - November 1, 2011, Hearing Testimony - Landmarks 10/27/11, Hearing Transcript - Landmarks 10-27-11, Hearing Testimony - Land Use 11/1/11, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 3 - October 7, 2011, Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Transcript - Landmarks 10-3-11, Land Use Calendar - November 1, 2011, Hearing Testimony - Landmarks 10/27/11, Hearing Transcript - Landmarks 10-27-11, Hearing Testimony - Land Use 11/1/11, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0492-2011 **Application no. 20125039 HKM (N 120042 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Citizens Savings Bank located at 58 Bowery a.k.a. 54-58 Bowery, 150 Canal Street (Block 202, Lot 18) (List No.446, LP-2466).**

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Testimony - Landmarks 10/27/11, Hearing Transcript - Landmarks 10-27-11, Land Use Calendar - November 1, 2011, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Testimony - Landmarks 10/27/11, Hearing Transcript - Landmarks 10-27-11, Land Use Calendar - November 1, 2011, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 17 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Ignizio and Koo

Negative: 1 -

Halloran III

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0495-2011 **Application no. 20115771 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of En Casa, LLC, to establish, maintain and operate an unenclosed sidewalk café located at 82 South 4th Street, Borough of Brooklyn, Council District no.34. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0496-2011

Application no. 20115847 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Graham Central Café LTD d.b.a. La Piazzetta, to establish, maintain and operate an unenclosed sidewalk café located at 442 Graham Avenue, Borough of Brooklyn, Council District no.34. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0500-2011 **Application no. 20125162 HAM, an Urban Development Action Area Project located at 166 and 168-170 Mulberry Street, Council District no. 1, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a partial tax exemption.**

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Transcript - Planning 10-27-11, Land Use Calendar - November 1, 2011, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Transcript - Planning 10-27-11, Land Use Calendar - November 1, 2011, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0501-2011 **Application no. 20115782 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 187 Restaurant Corp. d.b.a. Taconia Mexican Grill, to establish, maintain and operate an unenclosed sidewalk café located at 591 Fort Washington Avenue, Borough of Manhattan, Council District no.7. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0502-2011

Application no. 20115843 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 600 Metropolitan Corp. d.b.a. Alligator Lounge, to continue to maintain and operate an unenclosed sidewalk café located at 600 Metropolitan Avenue, Borough of Brooklyn, Council District no.34. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0503-2011 **Application no. 20115845 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 13th Street Entertainment, LLC d.b.a. Brasserie Beaumarchais, to continue to maintain and operate an unenclosed sidewalk café located at 409 West 13th 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0504-2011 **Application no. 20125018 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 210 PPW Restaurant, LLC d.b.a. The Double Windsor, to establish, maintain and operate an unenclosed sidewalk café located at 210 Prospect Park West, Borough of Brooklyn, Council District no.39. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

A motion was made that this Land Use Application be Filed by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0505-2011

Application no. 20115835 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Hashi Sushi Fusion Inc. d.b.a. Hashi, to establish, maintain and operate an unenclosed sidewalk café located at 5009 Broadway, Borough of Manhattan, Council District no.7. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Land Use Calendar - November 1, 2011, Hearing Testimony - Zoning 10/27/11, Committee Report, Resolution, Hearing Transcript - Zoning 10-27-11, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 18 -

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez

LU 0506-2011 **Application no. C 100469 MMK by the Department of City Planning and Coney Island Holdings, L.L.C., pursuant to Sections 197-c and 199 of the New York City Charter, for an amendment of the City Map, involving the modification of grades in West 21st Street between Surf Avenue and the Public Beach, and in Ocean Way between West 22nd Street and parachute Way, Community District, 13, Borough of Brooklyn, Council District no. 47. 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: Land Use Calendar - Week of October 24 - October 28, 2011, Hearing Transcript - Planning 10-27-11, Land Use Calendar - November 1, 2011, Committee Report, Resolution, Hearing Transcript - Land Use 11-1-11

This Land Use Application was Hearing Held by Committee

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A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

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Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Jackson, Lappin, Palma, Reyna, Rivera, Vacca, Vann, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 4 -

Mendez, Sanders Jr., Seabrook and Lander

Conflict: 1 -

Gonzalez