

# The New York City Council

*City Hall  
New York, NY 10007*



## Meeting Minutes

Thursday, December 1, 2011

9:30 AM

250 Broadway - Committee Rm, 16th Fl.

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

*Mark S. Weprin, Chair*

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

Roll Call

**Present:** Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** Seabrook, Vacca and Vann

*Other Council Members Attending: Chin and Levin*

LU 0529-2011

**Application no. 20125096 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 1 & 3 On 5th Corp. d.b.a Fabiane's Café & Pastry, to continue to maintain and operate an unenclosed sidewalk café located at 142 North 5th 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 - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

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

**Attachments:** Land Use Calendar - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

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

**Affirmative:** 8 -

Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** 3 -

Seabrook, Vacca and Vann

LU 0530-2011

**Application no. 20115397 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of IL Gallo Cedrone LTD d.b.a Atlas Café, to continue to maintain and operate an unenclosed sidewalk café located at 116 Havemeyer 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 - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

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

**Affirmative:** 8 -  
Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** 3 -  
Seabrook, Vacca and Vann

**LU 0531-2011**      **Application no. 20125072 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of 60 Greenwich LLC d.b.a Gusto, to continue to maintain and operate an unenclosed sidewalk café located at 60 Greenwich Avenue, 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 - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

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

**Affirmative:** 8 -  
Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** 3 -  
Seabrook, Vacca and Vann

**LU 0532-2011**      **Application no. 20125093 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Lunella Ristorante Inc. d.b.a Lunella, to continue to maintain and operate an unenclosed sidewalk café located at 173 Mulberry Street, Borough of Manhattan, Council District no.1. 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 - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

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

**Attachments:** Land Use Calendar - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

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

**Affirmative:** 8 -  
Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** 3 -  
Seabrook, Vacca and Vann

**LU 0533-2011**      **Application no. 20125095 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Madison Global LLC d.b.a Nello's, to continue to maintain and operate an unenclosed sidewalk café located at 696 Madison Avenue, Borough of Manhattan, Council District no.4. 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 - December 6, 2011, Hearing Testimony - Zoning 12/1/11, Committee Report, Resolution, Hearing Transcript - Zoning 12-1-11

**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 Subcommittee approved by Roll Call.**

**Affirmative:** 8 -  
Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** 3 -  
Seabrook, Vacca and Vann

**LU 0534-2011**      **Application no. 20125121 TCK, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Grand Endeavors, Inc. d.b.a Clem's, to continue to maintain and operate an unenclosed sidewalk café located at 264 Grand 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.**

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approved by Roll Call.**

**Affirmative:** 8 -  
Weprin, Comrie Jr., Garodnick, Jackson, Lappin, Reyna, Rivera and Ignizio

**Absent:** 3 -  
Seabrook, Vacca and Vann

**LU 0535-2011      Application no. 20125123 TCM, pursuant to §20-226 of the  
Administrative Code of the City of New York, concerning the  
petition of 133 Mulberry Street Restaurant, LLC d.b.a Ristorante  
S.P.Q.R. , to continue to maintain and operate an unenclosed  
sidewalk café located at 133 Mulberry Street, Borough of  
Manhattan, Council District no.1. 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.**

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