

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, December 6, 2011

11:00 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, Mendez, Palma, Reyna, Rivera, Sanders Jr., Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent:

Gonzalez and Seabrook

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, Hearing Transcript - Land Use 12-6-11

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

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, Hearing Transcript - Land Use 12-6-11

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

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, Hearing Transcript - Land Use 12-6-11

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

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, Hearing Transcript - Land Use 12-6-11

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

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, Hearing Transcript - Land Use 12-6-11

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

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.**

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

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

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.

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

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, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

LU 0537-2011

Application no. 20125152 HKM (N 120080 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Madison-Belmont Building located at 181 Madison Avenue (Block 863, Lot 60) (List No.448, LP-2425), Council District no.2, as an historic landmark .

Attachments: Land Use Calendar - December 6, 2011, Committee Report, Resolution, Hearing Transcript - Landmarks 12-1-11, Hearing Transcript - Land Use 12-6-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - December 6, 2011, Committee Report, Resolution, Hearing Transcript - Landmarks 12-1-11, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

LU 0538-2011

Application no. 20125153 HKM (N 120081 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation by the Landmarks Preservation Commission of the Madison-Belmont Building, First Floor Interior, located at 181 Madison Avenue (Block 863, Lot 60) (List No.448, LP-2426), Council District no.2, as an historic landmark .

Attachments: Land Use Calendar - December 6, 2011, Committee Report, Resolution, Hearing Transcript - Landmarks 12-1-11, Hearing Transcript - Land Use 12-6-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - December 6, 2011, Committee Report, Resolution, Hearing Transcript - Landmarks 12-1-11, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook

LU 0539-2011

Application no. 20125038 SCR, a proposed site for a new, approximately 444 seat Primary School Facility, P.S. 62R to be located at Crabtree Avenue (Block 7092, Lots 39 and 75), Community School District No. 31, Borough of Staten Island, Council District 51. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.

Attachments: Land Use Calendar - December 6, 2011, Committee Report, Resolution, Hearing Transcript - Landmarks 12-1-11, Hearing Transcript - Land Use 12-6-11

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - December 6, 2011, Committee Report, Resolution, Hearing Transcript - Landmarks 12-1-11, Hearing Transcript - Land Use 12-6-11

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

Affirmative: 21 -

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

Absent: 2 -

Gonzalez and Seabrook