

# The New York City Council

*City Hall  
New York, NY 10007*



## Meeting Minutes

**Thursday, September 9, 2004**

**1:30 PM**

**Council Chambers - City Hall**

### **City Council**

*A. Gifford Miller, Speaker*

*Members: Joseph P. Addabbo, Jr., Tony Avella, Maria Baez, Charles Barron, Tracy L. Boyland, Gale A. Brewer, Yvette D. Clarke, Leroy G. Comrie, Jr., Bill de Blasio, Erik Martin Dilan, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, James F. Gennaro, Vincent J. Gentile, Alan J. Gerson, Eric N. Gioia, Sara M. Gonzalez, Robert Jackson, Letitia James, Allan W. Jennings, Jr., Melinda R. Katz, G. Oliver Koppell, Andrew J. Lanza, John C. Liu, Margarita Lopez, Miguel Martinez, Michael E. McMahon, Hiram Monserrate, Eva S. Moskowitz, Michael C. Nelson, James Oddo, Annabel Palma, William Perkins, Madeline Provenzano, Christine C. Quinn, Domenic M. Recchia, Jr., Philip Reed, Diana Reyna, Joel Rivera, James Sanders, Jr., Larry B. Seabrook, Helen Sears, Jose M. Serrano, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin and David Yassky*

## 1. Roll Call

**Present,**

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

**Excused,**

Baez, Foster and Reed

## 2. Invocation

*The Invocation was delivered by Rabbi Jonathan Glass, Civic Center Synagogue, 49 White Street, New York, New York 10013.*

*Council Member Brewer moved that the invocation be spread in full upon the Minutes and adopted.*

## 3. Adoption of Minutes

*Council Member Clarke moved that the Minutes of the Stated Meetings of June 28, 2004 and July 21, 2004 be adopted as printed.*

## 4. Messages &amp; Papers from the Mayor

**M 0206-2004**

**Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 81-A, A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale and installation of audible motor vehicle alarms.**

**Attachments:** Committee Report, Committee Report - Council Override, Hearing Transcript 9/28, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Mayor's Veto Message - Cover, Mayor's Veto Message

**M 0207-2004**

**Communication for the Mayor - Mayor's veto and disapproval message of Resolution Number 502, Resolution amending Resolution No. 1043 (L.U. 423-A) adopted by the Council on October 15, 2003 (20055014 GFY; L.U. No. 207).**

**Attachments:** Hearing Transcript, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04

## 5. Communications from City, County &amp; Borough Offices

*None.*

## 6. Petitions and Communications

*None.*

## 7. Land Use Call-Ups

M 0208-2004

**By Council Member Brewer:**

Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 2418 Broadway, Borough of Manhattan, Council District no. 6, shall be subject to review by the Council. (Application no. 20045010 TCM.)

Attachments: Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Land Use Call-Up be Approved, by Council.

M 0209-2004

**By the Chair of the Land Use Committee Council Member Katz**  
Pursuant to Rule 11.20(c) of the Council and Section 197-d (b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 010646 ZSK, a special permit shall be subject to Council review. This application is related to application number 010645 ZMK which is subject to Council review pursuant to Section 197-d of the New York City Charter.

Attachments: Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Land Use Call-Up be Approved, by Council.

M 0210-2004

**By the Chair of the Land Use Committee Council Member Katz**  
Pursuant to Rule 11.20(c) of the Council and Section 197-d (b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 010647 ZSK, a special permit shall be subject to Council review. This application is related to application number 010645 ZMK which is subject to Council review pursuant to Section 197-d of the New York City Charter.

Attachments: Hearing Transcript - Stated Meeting 9-9-04

A motion was made by that this Land Use Call-Up be Approved, by Council.

**M 0211-2004**      **By the Chair of the Land Use Committee Council Member Katz Pursuant to Rule 11.20(c) of the Council and Section 197-d (b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application Number 030492 ZSK, a disposition of city-owned property shall be subject to Council review. This application is related to application number 010645 ZMK which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

**Attachments:**    Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Land Use Call-Up be Approved, by Council.**

**M 0212-2004**      **By Council Member Lopez:  
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 6012nd Avenue, Borough of Manhattan, Council District no. 2, shall be subject to review by the Council. (Application no. 20045484 TCM.)**

**Attachments:**    Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Land Use Call-Up be Approved, by Council.**

**M 0213-2004**      **By Council Member Moskowitz:  
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 1022 Madison Avenue, Borough of Manhattan, Council District no. 4, shall be subject to review by the Council. (Application no. 20055006 TCM.)**

**Attachments:**    Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Land Use Call-Up be Approved, by Council.**

M 0214-2004

**By Council Member Quinn:**  
Pursuant to Rule 11.20(b) of the Council and Section 20-226(g) of the New York City Administrative Code, the Council resolves that the action of the Department of Transportation approving an enclosed sidewalk café located at 224 West 49th Street, Borough of Manhattan, Council District no. 3, shall be subject to review by the Council. (Application no. 20045662 TCM.)

Attachments: Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Land Use Call-Up be Approved, by Council.

M 0215-2004

**By Council Member Reyna:**  
Pursuant to Rule 11.20(b) of the Council and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Uniform Land Use Procedure Application no. C 040096 PPK shall be subject to review by the Council.

Attachments: Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Land Use Call-Up be Approved, by Council.

A motion was made by that this be .

**Affirmative,** 48 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

**Excused,** 3 -

Baez, Foster and Reed

- 8. Communication from the Speaker
- 9. Discussion of General Orders
- 10. Reports of Special Committees  
*None.*
- 11. Reports of Standing Committees  
  
Report of the Committee on Education

**Int 0188-2004      A Local Law to amend the administrative code of the city of New York, in relation to prohibiting acts of harassment at schools.**

**Attachments:** Committee Report 4/26, Hearing Transcript 4/26, Fiscal Impact Statement, Committee Report 9/9, Hearing Transcript - Stated Meeting 6/28, Hearing Transcript 9/9, Local Law, Mayor's Veto Message - Cover, Mayor's Veto Message, Hearing Transcript - Stated Meeting 9/9/04

**Affirmative, 45 -**

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

**Negative, 3 -**

Gallagher, Lanza and Oddo

**Excused, 3 -**

Baez, Foster and Reed

**Enactment No:** 2004/042

**M 0201-2004      Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 188-A, A Local Law to amend the administrative code of the city of New York, in relation to prohibiting acts of harassment at schools.**

**Attachments:** Committee Report, Hearing Transcript 9/9, Hearing Transcript - Stated Meeting 9/9/04, Mayor's Veto Message - Cover, Mayor's Veto Message

Report of the Committee on Land Use

**LU 0103-2004      Uniform land use review procedure application no. C 040255 HAM, an Urban Development Action Area Designation, Project, and the disposition of such property located at 200 Chambers Street, Borough of Manhattan, Council District no. 1. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

**Attachments:** Hearing Transcript 9/7, Hearing Transcript 9/8

**A motion was made by that this Land Use Application be Approved, by Council.**

**Res 0573-2004** Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040255 HAM, approving the designation of 200 Chambers Street (Block 142, Lot 1 (part) and Lot 9), Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to the New York City Economic Development Corporation (L.U. No. 103; C 040255 HAM).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**LU 0104-2004** Uniform land use review procedure application no. C 040257 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 3 to facilitate the development of a mixed use building. 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:** Hearing Transcript 9/7, Hearing Transcript 9/8

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0574-2004** Resolution approving the decision of the City Planning Commission on ULURP No. C 040257 (A) ZSM (L.U. No. 104), for the grant of a special permit pursuant to Section 74-721(a) of the Zoning Resolution to permit the modification of the height and setback regulations of Sections 23-60, 33-40 and 35-23 for the development of a mixed-use building.

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**LU 0170-2004**      **Application no. 20045546 HAK, an Urban Development Action Area Project located at 230 Hull Street, Council District no. 37, Borough of Brooklyn. 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 696 of the General Municipal Law for an exemption from real property taxes.**

**Attachments:**    Hearing Transcript 6/8, Hearing Transcript 9/7, Hearing Transcript 9/8, Hearing Transcript 7/19

**A motion was made by that this Land Use Application be Approved, by Council.**

**Res 0575-2004**      **Resolution approving an Urban Development Action Area Project located at 230 Hull Street (Block 1540/Lot 30), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 170; 20045546 HAK).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Resolution be Approved, by Council.**

**LU 0175-2004**      **Application no. 20045551 HAK, an Urban Development Action Area Project located at 2101 Fulton Street, Council District no. 37, Borough of Brooklyn. 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.**

**Attachments:**    Hearing Transcript 6/8, Hearing Transcript 9/7, Hearing Transcript 9/8, Hearing Transcript 7/19

**A motion was made by that this Land Use Application be Approved, by Council.**

**Res 0576-2004**      **Resolution approving an Urban Development Action Area Project located at 2101 Fulton Street (Block 1542/Lot 49), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 175; 20045551 HAK).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Resolution be Approved, by Council.**



**LU 0176-2004**      **Application no. 20045552 HAK, an Urban Development Action Area Project located at 223A Monroe Street, Council District no. 36, Borough of Brooklyn. 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.**

**Attachments:**    Hearing Transcript 6/8, Hearing Transcript 9/7, Hearing Transcript 9/8, Hearing Transcript 7/19

**Res 0577-2004**      **Resolution approving a motion to file pursuant to withdrawal of an Urban Development Action Area Project located at 223A Monroe Street (Block 1813/Lot 80), Brooklyn (L.U. No. 176; 20045552 HAK).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**LU 0179-2004**      **Application no. 20045555 HAM, an Urban Development Action Area Project located at 256 West 121st Street, Council District no. 9, 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 696 of the General Municipal Law for an exemption from real property taxes.**

**Attachments:**    Hearing Transcript 6/8, Hearing Transcript 9/7, Hearing Transcript 9/8, Hearing Transcript 7/19

**A motion was made by that this Land Use Application be Approved, by Council.**

**Res 0578-2004**      **Resolution approving an Urban Development Action Area Project located at 256 West 121 Street (Block 1926/Lot 55), Manhattan, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 179; 20045555 HAM).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Resolution be Approved, by Council.**

**LU 0213-2004** Landmarks Preservation Commission designation no. DL - 354, LP - 2153, pursuant to §3020 of the New York City Charter, concerning the designation of the The Wilbraham and its related site , located at 1 West 30th Street (aka 282-284 Fifth Avenue, Borough of Manhattan, Council District no. 3, as a landmark. (Non-ULURP no. 20045688 HKM).

**Attachments:** Hearing Transcript 9/7, Hearing Transcript 9/8

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0579-2004** Resolution affirming the designation by the Landmarks Preservation Commission of The Wilbraham, located at 1 West 30th Street (Block 832, Lot 39), Manhattan, Designation List No. 354, LP-2153 (L.U. No. 213; 20045688 HKM; N 040535 HKM).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**LU 0216-2004** Uniform Land Use Review Procedure application no. 040206 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District no. 51.

**Attachments:** Hearing Transcript 9/8, Hearing Transcript 9/7

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0580-2004** Resolution approving the decision of the City Planning Commission on ULURP No. C 040206 ZMR, a Zoning Map change (L.U. No. 216).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**LU 0217-2004** Uniform Land Use Review Procedure application no. 040189 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District no. 51.

**Attachments:** Hearing Transcript 9/8, Hearing Transcript 9/7

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0581-2004**      **Resolution approving the decision of the City Planning Commission on ULURP No. C 040189 ZMR, a Zoning Map change (L.U. No. 217).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**LU 0231-2004**      **Application no. 20055017 HAK, an Urban Development Action Area Project located at 136-140-146 Sunnyside Avenue aka 33 Hendrix Street, Council District no. 37, Borough of Brooklyn. 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.**

**Attachments:**    Hearing Transcript 9/7, Hearing Transcript 9/8

**Res 0582-2004**      **Resolution approving a motion to file pursuant to withdrawal of an Urban Development Action Area Project located at 136-140-146 Sunnyside Avenue, a.k.a. 33 Hendrix Street (Block 3897/Lot 7), Brooklyn (L.U. No. 231; 20055017 HAK).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**LU 0250-2004**      **Landmarks Preservation Commission designation no. DL – 355, LP – 2158, pursuant to §3020 of the New York City Charter, concerning the designation of the Avenue H Station House , located at 802 East 16th Street, aka 1518-1524 Avenue H (Block 6699, p/o Lot 4), Borough of Brooklyn, Council District no. 45, as a landmark. (Non-ULURP no. 20055020).**

**Attachments:**    Hearing Transcript 9/7, Hearing Transcript 9/8

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0583-2004**      **Resolution affirming the designation by the Landmarks Preservation Commission of the Avenue H Station House located at 802 East 16th Street (Block 6600, Lot 119-431 in part), Brooklyn, Designation List No. 355, LP-2158 (L.U. No. 250; 20055020 HKK; N 050013 HKK).**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

Report of the Committee on Rules, Privileges, and Elections

- M 0202-2004**      **Communication from the Mayor - Submitting the name of Alfred C. Cerullo III to the Council for its advice and consent regarding his appointment as a member of the City Planning Commission, pursuant to Sections 31 and 192 of the New York City Charter.**

**Attachments:** Report & Resolution, Hearing Transcript

**A motion was made by that this Mayor's Message be Approved, by Council.**

- Res 0584-2004**      **RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF ALFRED CARMINE CERULLO III AS A MEMBER OF THE NEW YORK CITY PLANNING COMMISSION.**

**Attachments:** Report & Resolution, Hearing Transcript - Stated Meeting 9/9/04

**A motion was made by that this Resolution be Approved, by Council.**

Report of the Committee on Transportation

- Int 0205-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to the ownership and operation by local electric corporations of any piece of electrical-related infrastructure in the city of New York.**

**Attachments:** Committee Report 4/16, Committee Report 6/30, Hearing Transcript 4/16, Committee Report 9/8, Hearing Transcript 6/30, Hearing Transcript 9/8, Local Law, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04

**Enactment No:** 2004/044

12. General Orders Calendar

- Int 0127-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of health and mental hygiene to track and report deaths of homeless persons in the city of New York.**

**Attachments:** Committee Report 2/12/04, Hearing Transcript 2/12/04, Committee Report 6/9/05, Committee Report 6/24/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting - 12/7/04, Hearing Transcript - Stated Meeting - 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05

**Enactment No:** 2005/063

**LU 0233-2004** Uniform land use review procedure application no.040252 PQQ, pursuant to §197-c and §197-d of the New York City Charter, concerning the acquisition of real property located at 197-14 119th Avenue, Borough of Queens, Council District no. 27, for use as a agency operated boarding home. 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:** Hearing Transcript 8/9, Hearing Transcript 8/10, Hearing Transcript - Stated Meeting 8/12

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0585-2004** Resolution approving with modification the decision of the City Planning Commission on ULURP No. C 040252 PQQ (L.U. No. 233), an acquisition of property located at 197-14 119th Avenue (Block 12653, Lot 6), Queens, for continued use as an agency operated boarding home.

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**LU 0236-2004** Zoning resolution amendment application no. 040202 ZRY, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Citywide concerning the amendment of the Zoning Resolution of the City of New York as it relates to community facilities.

**Attachments:** Hearing Transcript 8/9, Hearing Transcript 8/10, Hearing Transcript - Stated Meeting 8/12

A motion was made by that this Land Use Application be Approved, by Council.

**Res 0586-2004** Resolution approving the decision of the City Planning Commission on Application No. N 040202 ZRY, an amendment to the text of the Zoning Resolution regarding community facilities (L.U. No. 236).

**Attachments:** Hearing Transcript - Stated Meeting 9/9/04

A motion was made by that this Resolution be Approved, by Council.

**T2004-0073 Commissioner of Deeds**

**Attachments:** Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

**A motion was made by that this Commissioner of Deeds be Approved, by Council.**

Coupled on General Order Calendar

Education

**Int 0188-2004 A Local Law to amend the administrative code of the city of New York, in relation to prohibiting acts of harassment at schools.**

**Attachments:** Committee Report 4/26, Hearing Transcript 4/26, Fiscal Impact Statement, Committee Report 9/9, Hearing Transcript - Stated Meeting 6/28, Hearing Transcript 9/9, Local Law, Mayor's Veto Message - Cover, Mayor's Veto Message, Hearing Transcript - Stated Meeting 9/9/04

**Enactment No:** 2004/042

**M 0201-2004 Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 188-A, A Local Law to amend the administrative code of the city of New York, in relation to prohibiting acts of harassment at schools.**

**Attachments:** Committee Report, Hearing Transcript 9/9, Hearing Transcript - Stated Meeting 9/9/04, Mayor's Veto Message - Cover, Mayor's Veto Message

Land Use

**Res 0573-2004** Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 040255 HAM, approving the designation of 200 Chambers Street (Block 142, Lot 1 (part) and Lot 9), Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to the New York City Economic Development Corporation (L.U. No. 103; C 040255 HAM).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0574-2004** Resolution approving the decision of the City Planning Commission on ULURP No. C 040257 (A) ZSM (L.U. No. 104), for the grant of a special permit pursuant to Section 74-721(a) of the Zoning Resolution to permit the modification of the height and setback regulations of Sections 23-60, 33-40 and 35-23 for the development of a mixed-use building.

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0575-2004** Resolution approving an Urban Development Action Area Project located at 230 Hull Street (Block 1540/Lot 30), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 170; 20045546 HAK).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0576-2004** Resolution approving an Urban Development Action Area Project located at 2101 Fulton Street (Block 1542/Lot 49), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 175; 20045551 HAK).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0577-2004** Resolution approving a motion to file pursuant to withdrawal of an Urban Development Action Area Project located at 223A Monroe Street (Block 1813/Lot 80), Brooklyn (L.U. No. 176; 20045552 HAK).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0578-2004** Resolution approving an Urban Development Action Area Project located at 256 West 121 Street (Block 1926/Lot 55), Manhattan, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 179; 20045555 HAM).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0579-2004** Resolution affirming the designation by the Landmarks Preservation Commission of The Wilbraham, located at 1 West 30th Street (Block 832, Lot 39), Manhattan, Designation List No. 354, LP-2153 (L.U. No. 213; 20045688 HKM; N 040535 HKM).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0580-2004** Resolution approving the decision of the City Planning Commission on ULURP No. C 040206 ZMR, a Zoning Map change (L.U. No. 216).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0581-2004** Resolution approving the decision of the City Planning Commission on ULURP No. C 040189 ZMR, a Zoning Map change (L.U. No. 217).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0582-2004** Resolution approving a motion to file pursuant to withdrawal of an Urban Development Action Area Project located at 136-140-146 Sunnyside Avenue, a.k.a. 33 Hendrix Street (Block 3897/Lot 7), Brooklyn (L.U. No. 231; 20055017 HAK).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0583-2004** Resolution affirming the designation by the Landmarks Preservation Commission of the Avenue H Station House located at 802 East 16th Street (Block 6600, Lot 119-431 in part), Brooklyn, Designation List No. 355, LP-2158 (L.U. No. 250; 20055020 HKK; N 050013 HKK).

**Attachments:** Committee Report, Hearing Transcript - Stated Meeting 9/9/04

Rules, Privileges, and Elections



**Res 0584-2004      RESOLUTION APPROVING THE APPOINTMENT BY THE MAYOR OF ALFRED CARMINE CERULLO III AS A MEMBER OF THE NEW YORK CITY PLANNING COMMISSION.**

**Attachments:**    Report & Resolution, Hearing Transcript - Stated Meeting 9/9/04

General Order Calendar

**Res 0585-2004      Resolution approving with modification the decision of the City Planning Commission on ULURP No. C 040252 PQQ (L.U. No. 233), an acquisition of property located at 197-14 119th Avenue (Block 12653, Lot 6), Queens, for continued use as an agency operated boarding home.**

**Attachments:**    Committee Report, Hearing Transcript - Stated Meeting 9/9/04

**Res 0586-2004      Resolution approving the decision of the City Planning Commission on Application No. N 040202 ZRY, an amendment to the text of the Zoning Resolution regarding community facilities (L.U. No. 236).**

**Attachments:**    Hearing Transcript - Stated Meeting 9/9/04

**T2004-0073          Commissioner of Deeds**

**Attachments:**    Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

**A motion was made by that this be .**

**Affirmative, 48 -**

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Jennings Jr., Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Palma, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Serrano, Stewart, Vallone Jr., Vann, Weprin and Yassky

**Excused, 3 -**

Baez, Foster and Reed

13. Introduction & Reading of Bills  
See Attached
14. Discussion of Resolutions
15. Resolutons
16. General Discussion
17. Extension of Remarks

## INTRODUCTION AND READING OF BILLS

**Int 0437-2004      A Local Law to amend the administrative code of the City of New York, in relation to creating a tenants' bill of rights and responsibilities.**

**Sponsors:** By The Speaker (Speaker Miller) and Council Members Perkins, The Speaker ( Quinn), Reed, Baez, Brewer, Clarke, de Blasio, Gerson, Jackson, Katz, Martinez, Monserrate, Nelson, Recchia Jr., Reyna, Seabrook, Weprin, Koppell, Lopez, Sanders Jr., Liu, Foster, Addabbo Jr., Fidler, Gonzalez, James, Palma, Stewart, Gennaro, Rivera and Moskowitz

**Int 0438-2004      A Local Law to amend the administrative code of the city of New York, in relation to the expedited review of permits or other approvals for green buildings.**

**Sponsors:** By The Speaker (Speaker Miller) and Council Members Clarke, Fidler, Gonzalez, James, Koppell, Nelson, Perkins, Stewart, Weprin, Gennaro, Rivera, Sanders Jr., Recchia Jr., Liu, Reyna, Monserrate, Gerson, Gentile, Brewer, Yassky, Foster, de Blasio, Moskowitz, Palma, Avella, Gioia, Reed, Jackson, Vallone Jr., The Speaker ( Quinn), McMahon, Barron, Addabbo Jr., Lopez and The Public Advocate (Public Advocate Gotbaum)

**Attachments:** Committee Report, Hearing Transcript

**This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/10/2004.**

**Res 0559-2004**      **Resolution supporting United States Senate Bill S.2471, which would regulate the transmission of personally identifiable information to foreign affiliates and subcontractors, as well as to unaffiliated third parties located in a foreign country.**

**Sponsors:**      By Council Members Addabbo Jr., Recchia Jr. and Gennaro

This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation due back on 9/17/2004.

**Int 0439-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the sale and use of any device designed to convert alcohol into vapor enabling its inhalation.**

**Sponsors:**      By Council Members Baez, Foster, Gentile, Vallone Jr., Clarke, Seabrook, James, Fidler, Gonzalez, Katz, Liu, McMahon, Palma, Recchia Jr., Stewart, Vann, Weprin, Gennaro, Rivera, Sanders Jr., Sears, Reed, Martinez, Lopez, Gallagher and Lanza

This Introduction was Referred to Comm by Council to the Committee on Health due back on 9/15/2004.

**Res 0560-2004**      **Resolution supporting the filming of motion pictures and television in the United States and the City of New York.**

**Sponsors:**      By Council Members Barron, Clarke, Seabrook, Sanders Jr. and Lopez

This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations due back on 9/17/2004.

**Res 0561-2004**      **Resolution recognizing September 18, 2004 as International Beach Cleanup Day in New York City and urging all New Yorkers to volunteer to participate in the nineteenth annual nationwide beach cleaning event.**

**Sponsors:**      By Council Members Foster, Gioia, Addabbo Jr., Avella, Fidler, James, Katz, Liu, McMahon, Palma, Recchia Jr., Seabrook, Vallone Jr., Gennaro, Sanders Jr., Nelson, Martinez and Lanza

This Resolution was Referred to Comm by Council to the Committee on Parks and Recreation due back on 9/17/2004.

**Res 0562-2004**      **Resolution calling upon the appropriate committee of the Council to hold an oversight hearing in regard to what actions are being taken by the New York City Department of Health and Mental Hygiene in order to address disparities in life expectancy between poor communities of color and wealthy communities in New York City.**

**Sponsors:**      By Council Members Foster, Clarke, James, Liu, Palma, Perkins, Seabrook, Vann, Gennaro, Reed, Barron and Sanders Jr.

**This Resolution was Referred to Comm by Council to the Committee on Health due back on 9/17/2004.**

**Res 0563-2004**      **Resolution calling upon the Department of Health and Mental Hygiene (DOHMH) to declare the Bronx a rat-infested disaster area and to implement an ongoing rat extermination program based on DOHMH findings that the “rat problem in the Bronx is worse than anywhere else in the city,” and for the appropriate committee of the City Council to hold hearings on the results of the Mayor’s 2003 special rat initiative.**

**Sponsors:**      By Council Members Foster, Palma, Perkins, Reed, Barron, Rivera and Sanders Jr.

**This Resolution was Referred to Comm by Council to the Committee on Health due back on 9/17/2004.**

**Res 0564-2004**      **Resolution calling upon the New York State Legislature to grant New York City the authority to repeal the sales tax on clothing and footwear under \$110.**

**Sponsors:**      By Council Members Gentile, Lanza, Recchia Jr., Weprin, Addabbo Jr., Avella, Clarke, Fidler, Katz, Liu, McMahon, Nelson, Palma, Perkins, Seabrook, Stewart, Gennaro, Reed, Rivera, Sanders Jr., Sears, Gallagher and Oddo

**This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation due back on 9/17/2004.**

**Res 0565-2004**      **Resolution supporting the preservation of jobs and production activities in the United States and meaningful reforms designed to reduce incentives for companies outsourcing jobs to foreign countries.**

**Sponsors:**      By Council Members James, Addabbo Jr., Avella, Koppell, Nelson, Palma, Perkins, Seabrook, Stewart, Gennaro, Barron and Sanders Jr.

**This Resolution was Referred to Comm by Council to the Committee on Economic Development due back on 9/17/2004.**

**Int 0440-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to special hydrant wrenches being issued to each police patrol car/unit so that an open hydrant can be shut off in a timely manner to prevent costly damages to City and private property, to alleviate adverse conditions of low water pressure and to ensure public safety.**

**Sponsors:**      By Council Members Martinez, Seabrook, Clarke, Gerson, Stewart, Gentile, Addabbo Jr., Fidler, Gonzalez, James, Koppell, Liu, Monserrate, Palma, Perkins, Vann, Weprin, Reed, Rivera, Sanders Jr., Lopez, Jackson, Foster, Reyna, McMahon, de Blasio, Baez, The Speaker (Quinn), Katz, Comrie Jr., Gioia, Nelson, Boyland and Recchia Jr.

**Int 0441-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to notifying tenants of city-owned buildings about the potential for tenant ownership prior to disposition.**

**Sponsors:**      By Council Members Martinez, Perkins, Clarke, Stewart, Gentile, Gonzalez, James, Katz, Liu, Monserrate, Palma, Seabrook, Vann, Gennaro, Reed, Barron, Sanders Jr., Lopez, Jackson, Foster, Reyna, McMahon, de Blasio, Baez, The Speaker (Quinn), Rivera, Comrie Jr., Gioia, Boyland, Brewer, Addabbo Jr., Weprin, Gerson, Nelson and Recchia Jr.

**This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**

**Int 0442-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to truth-in-pricing.**

**Sponsors:**      By Council Members Monserrate, Addabbo Jr., James, Jennings Jr., Katz, Liu, Palma, Vallone Jr., Reed, Barron, Weprin, Gennaro, Brewer and The Public Advocate (Public Advocate Gotbaum)

**Attachments:**      Committee Report 1/6/05, Hearing Transcript 1/6/05, Fiscal Impact Statement, Committee Report 6/27/05, Local Law

**This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs due back on 9/15/2004.**

**Enactment No: 2005/070**

**Res 0566-2004**      **Resolution denouncing Dennis Hastert, Speaker of the United States House of Representatives, for his recent criticism of New York's efforts to secure funding for the rebuilding of New York City after the 9-11 attacks on the United States at New York's World Trade Center and calling upon the Congress of the United States to provide continued funding and support for New York in its efforts to recover from the devastating attacks of September 11.**

**Sponsors:**      By Council Members Nelson, Clarke, Gentile, Liu, Seabrook and Sanders Jr.

This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations due back on 9/17/2004.

**Res 0567-2004**      **Resolution praising the NYPD, Police Commissioner Raymond Kelly and all other civil service employees responsible for security for their professionalism and effectiveness during the Republican National Convention and for successfully ensuring the public safety under extremely difficult circumstances.**

**Sponsors:**      By Council Members Oddo, Gallagher, Lanza, Avella, Gentile, Nelson, Seabrook, Stewart and Sears

This Resolution was Referred to Comm by Council to the Committee on Public Safety due back on 9/17/2004.

**Res 0568-2004**      **Resolution calling upon the United States Department of Health and Human Services to withdraw its proposed implementation approach for Section 1011 of the Medicare Prescription Drug, Improvement and Modernization Act of 2003, since such implementation approach would require hospitals to determine the immigration status of patients in order to be eligible for Section 1011 funds, federal money that reimburses hospitals for services provided to undocumented immigrants, and urging all hospitals in New York State to not apply for Section 1011 funds if the United States Department of Health and Human Services does not amend appropriately the proposed implementation approach.**

**Sponsors:**      By The Speaker ( Quinn) and Council Members Stewart, Liu, Martinez, Reyna, Palma, Monserrate, Seabrook, Nelson, The Public Advocate (Public Advocate Gotbaum), Clarke, James, Vann, Weprin, Reed, Barron, Rivera, Sanders Jr., Sears, Fidler, Brewer and Lopez

**Attachments:**      Committee Report, Hearing Transcript, Hearing Transcript - Stated Meeting 10/13/04

This Resolution was Referred to Comm by Council to the Committee on Health due back on 9/17/2004.

**SLR 0151-2004 State Legislation Resolution requesting the New York State Legislature to pass a bill introduced by Senator Marchi, S.7737, "AN ACT to authorize Jean Sergent to purchase service credit in the New York city teachers' retirement system".**

**Sponsors:** By Council Members Rivera, McMahon, Monserrate and Seabrook

**Int 0443-2004 A Local Law to amend the administrative code of the city of New York, in relation to reporting by the police department.**

**Sponsors:** By Council Members Vallone Jr., Fidler, Jennings Jr., Stewart and Gennaro

**Attachments:** Committee Report, Fiscal Impact Statement - A, Local Law, Hearing Transcript, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04

**This Introduction was Referred to Comm by Council to the Committee on Public Safety due back on 9/15/2004.**

**Enactment No: 2004/048**

**Res 0569-2004 Resolution calling upon the New York State Legislature to allow municipal legislative bodies to adopt more stringent legislation in relation to training, background checks and licensing/registration for private security personnel to address the deficiency of current security measures.**

**Sponsors:** By Council Members Vallone Jr., Addabbo Jr., Jennings Jr., Koppell, Liu, Recchia Jr., Stewart, Weprin, Gennaro, Sanders Jr., Sears, Reed, The Speaker (Quinn), Katz, Gentile, Seabrook, Boyland, Yassky, Gerson, Avella, Brewer, Monserrate, James, Martinez, Provenzano, Baez, Palma, McMahon, Jackson, de Blasio, Reyna, Serrano, Rivera, The Public Advocate (Public Advocate Gotbaum), Gallagher, Lanza and Oddo

**Attachments:** Committee Report 10/26, Committee Report 11/15, Hearing Transcript 11/15, Hearing Transcript 10/26, Hearing Transcript - Stated Meeting 11/23/04

**Res 0570-2004**      **Resolution calling upon the Salvation Army to cease and desist from requiring its employees or prospective employees of publicly financed institutions to reveal personal or private information about their religious affiliations or preferences, or to require such employees or prospective employees to carry out religious doctrines or faith-based initiatives in the performance of their work, in violation of Constitutional non-discrimination principles and the separation of church and state.**

**Sponsors:**      By Council Members Weprin, James, The Speaker ( Quinn), Liu, Lopez and Palma

**This Resolution was Referred to Comm by Council to the Committee on General Welfare due back on 9/17/2004.**

**Int 0444-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to banning the sale of novelty lighters and prohibiting the sale of all lighters to persons under eighteen years of age.**

**Sponsors:**      By Council Members Weprin, Fidler, Koppell, Seabrook, Comrie Jr., James, Gennaro, Vann, Gerson, Recchia Jr., Stewart, Nelson, McMahon and Oddo

**This Introduction was Referred to Comm by Council to the Committee on Consumer Affairs due back on 9/15/2004.**

**Int 0445-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to appeals for approval of applications and plans.**

**Sponsors:**      By Council Members Weprin, Gennaro, Rivera, James, Liu, Palma, Stewart, Baez, Seabrook, Gerson, Katz, Reyna, Foster, Jackson, Boyland, Gioia, Gentile, Sanders Jr., Yassky, Dilan, Gonzalez, Koppell, Brewer and Recchia Jr.

**Attachments:**      Committee Report, Hearing Transcript

**This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**

**Int 0446-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to the appeals of rejections of an application for a certificate of occupancy.**

**Sponsors:**      By Council Members Weprin, Gennaro, Rivera, James, Liu, Palma, Stewart, Baez, Seabrook, Gerson, Katz, Foster, Jackson, Boyland, Gioia, Gentile, Sanders Jr., Yassky, Dilan, Gonzalez, Koppell, Brewer and Recchia Jr.

**Attachments:**      Committee Report, Hearing Transcript

**This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**



- Int 0447-2004**      **A Local Law to amend the New York City charter, in relation to the promulgation of Department of Buildings Legal, Administrative, Operational and Technical Policy and Procedure Notices.**
- Sponsors:**      By Council Members Weprin, Gennaro, Rivera, James, Liu, Palma, Baez, Seabrook, Gerson, Stewart, Katz, Reyna, Foster, Jackson, Boyland, Gioia, Gentile, Sanders Jr., Yassky, Gonzalez, Koppell, Brewer and Recchia Jr.
- Attachments:**      Committee Report, Hearing Transcript
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**
- Int 0448-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to revenues and expenditures of the department of buildings for plan examinations and applications for certificates of occupancy.**
- Sponsors:**      By Council Members Weprin, Gennaro, Rivera, Gentile, James, Stewart, Baez, Seabrook, Gerson, Katz, Reyna, Foster, Jackson, Boyland, Gioia, Sanders Jr., Dilan, Liu, Yassky, Vallone Jr., Gonzalez, Koppell, Brewer and Recchia Jr.
- Attachments:**      Committee Report, Hearing Transcript
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**
- Int 0449-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to education of homeowners.**
- Sponsors:**      By Council Members Weprin, Katz, Gennaro, Rivera, Gentile, James, Liu, Palma, Seabrook, Stewart, Baez, Gerson, Martinez, Reyna, Foster, Jackson, Boyland, Gioia, Avella, Sanders Jr., Dilan, Yassky, Vallone Jr., Gonzalez, Koppell, Brewer and Recchia Jr.
- Attachments:**      Committee Report, Hearing Transcript
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**
- Int 0450-2004**      **A Local Law to amend the administrative code of the city of New York, in relation to certificates of occupancy.**
- Sponsors:**      By Council Members Weprin, Katz, Gennaro, Rivera, Gentile, James, Liu, Stewart, Baez, Seabrook, Gerson, Reyna, Foster, Jackson, Boyland, Gioia, Sanders Jr., Yassky, Dilan, Gonzalez, Palma, Koppell, Brewer and Recchia Jr.
- Attachments:**      Committee Report, Hearing Transcript
- This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**

**Int 0451-2004      A Local Law to amend the administrative code of the city of New York, in relation to filing for certificates of occupancy.**

**Sponsors:** By Council Members Weprin, Katz, Gennaro, Rivera, Gentile, James, Liu, Stewart, Baez, Seabrook, Gerson, Reyna, Foster, Jackson, Boyland, Gioia, Sanders Jr., Yassky, Dilan, Gonzalez, Palma, Koppell, Brewer and Recchia Jr.

**Attachments:** Committee Report, Hearing Transcript

**This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings due back on 9/15/2004.**

**Int 0452-2004      A Local Law to amend the administrative code of the city of New York, in relation to the establishment of the Fordham Road business improvement district.**

**Sponsors:** By Council Members Weprin, Rivera, Baez, Koppell, Seabrook, Sanders Jr. and Boyland (by request of the Mayor)

**Attachments:** Committee Report 12/7, Local Law, Hearing Transcript 10/27, Hearing Transcript 12/7, Hearing Transcript - Stated Meeting - 12/7/04

**This Introduction was Referred to Comm by Council to the Committee on Finance due back on 9/15/2004.**

**Enactment No: 2004/061**

**Res 0571-2004      Resolution concerning the establishment of the Fordham Road Business Improvement District in the Borough of the Bronx and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.**

**Sponsors:** By Council Members Weprin, Rivera, Koppell, Seabrook and Sanders Jr. (by request of the Mayor)

**Attachments:** Committee Report, Hearing Transcript 9/28, Hearing Transcript - Stated Meeting 9/28/04

**This Resolution was Referred to Comm by Council to the Committee on Finance due back on 9/17/2004.**

**Int 0453-2004      A Local Law to amend the administrative code of the city of New York, in relation to creating an Environmental Health Experts Advisory Committee.**

**Sponsors:** By Council Members Yassky, Gennaro, The Speaker ( Quinn), James, Seabrook, Nelson and Lopez

**This Introduction was Referred to Comm by Council to the Committee on Health due back on 9/15/2004.**

- Int 0454-2004      A Local Law to amend the administrative code of the city of New York, in relation to providing a film production credit.**
- Sponsors:** By Council Members Yassky, Clarke, Sears, Weprin, Nelson, Comrie Jr., de Blasio and Brewer
- Attachments:** Committee Report 12/1, Committee Report 12/15, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript 12/1, Local Law, Hearing Transcript 12/15
- This Introduction was Referred to Comm by Council to the Committee on Finance due back on 9/15/2004.**
- Enactment No:** 2005/002
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- Res 0572-2004      Resolution calling on the Mayor to amend the present Citywide Incident Management System (CIMS) to include air and water quality assessment as part of the emergency response protocol.**
- Sponsors:** By Council Members Yassky, Gentile, James, Koppell, Sanders Jr., Sears and Nelson
- This Resolution was Referred to Comm by Council to the Committee on Public Safety due back on 9/17/2004.**
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- LU 0250-2004      Landmarks Preservation Commission designation no. DL – 355, LP – 2158, pursuant to §3020 of the New York City Charter, concerning the designation of the Avenue H Station House , located at 802 East 16th Street, aka 1518-1524 Avenue H (Block 6699, p/o Lot 4), Borough of Brooklyn, Council District no. 45, as a landmark. (Non-ULURP no. 20055020).**
- Sponsors:** By Council Member Katz
- Attachments:** Hearing Transcript 9/7, Hearing Transcript 9/8
- Sponsors:** By Council Member Katz
- Attachments:** Hearing Transcript 9/7, Hearing Transcript 9/8
- 
- LU 0251-2004      Landmarks Preservation Commission designation no. DL – 355, LP – 2156, pursuant to §3020 of the New York City Charter, concerning the designation of the New York New Jersey Telephone and Telegraph Company , located at 81 Willoughby Street (Block 148, Lot 46), Borough of Brooklyn, Council District no. 33, as a landmark. (Non-ULURP no. 20055019 HKK).**
- Sponsors:** By Council Member Katz
- Attachments:** Hearing Transcript 9/27

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27

**LU 0252-2004** **Uniform Land Use Review Procedure application no. 020523 ZMQ, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Queens, Council District no. 19.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Zoning - 12/13/04, Hearing Transcript - Land Use - 12/14/04

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Zoning - 12/13/04, Hearing Transcript - Land Use - 12/14/04

**LU 0253-2004** **Uniform land use review procedure application no. C 050032 HAM, an Urban Development Action Area Designation and Project located at 2081, 2083, 2085, 2087, 2089, 2091 Madison Avenue; 43, 45/47, 49 East 131st Street and 46 East 132nd Street, and the disposition of such property except 2081 Madison Avenue, Borough of Manhattan, Council District no. 9. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Land Use - 12/14/04

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Land Use - 12/14/04

**LU 0254-2004** **Uniform Land Use Review Procedure application no. 010645 ZMK, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Brooklyn, Council District no. 33.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**LU 0255-2004**      **Uniform land use review procedure application no. 010646 ZSK, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Brooklyn, Council District no. 33 to allow mixed - use building without regard to yard, court, and height and set-back regulations. 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**LU 0256-2004**      **Uniform land use review procedure application no. 010647 ZMK, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Brooklyn, Council District no. 33 to allow an attended public parking garage with a maximum capacity of 327 spaces and to allow floor space up to a height of 23 feet above curb level to be exempt from the definition of floor area. 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**LU 0257-2004**      **Uniform land use review procedure application no. 030492 ZSK, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Brooklyn, Council District no. 33 to allow a residential use on the 2nd floor, 3rd floor and 4th floor of an existing 4-story building . 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/21, Hearing Transcript 10/5, Hearing Transcript 10/13, Hearing Transcript 10/13 - Land Use

**LU 0258-2004**      **Application no. 20055047 HAX, an Urban Development Action Area Project located at 2538 Grand Avenue, Council District no. 14, Borough of the Bronx. 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16, Hearing Transcript - Planning - 10/5

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16, Hearing Transcript - Planning - 10/5

**LU 0259-2004**      **Application no. 20055048 HAM, an Urban Development Action Area Project located at 201 East 120th Street, Council District no. 8, 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16, Hearing Transcript - Planning - 10/5

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16, Hearing Transcript - Planning - 10/5

LU 0260-2004      **Application no. 20055049 HAM, an Urban Development Action Area Project located at 5 East 3rd Street, Council District no. 2, 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.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Land Use - 10/6, Hearing Transcript - Planning - 10/5

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Land Use - 10/6, Hearing Transcript - Planning - 10/5

LU 0261-2004      **Application no. 20055050 HAQ, an Urban Development Action Area Project located at 27-27 Kearney Street, Council District no. 21, Borough of Queens. 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 696 of the General Municipal Law for an exemption from real property taxes.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 10/5/04, Hearing Transcript - Land Use - 12/14/04

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 10/5/04, Hearing Transcript - Land Use - 12/14/04

**LU 0262-2004**      **Application no. 20055051 HAK, an Urban Development Action Area Project known as the Newport/Vermont New Foundations, located in Community Boards 5 and 16, Council Districts no. 37 and 42, Borough of Brooklyn. 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 696 of the General Municipal Law for an exemption from real property taxes.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 10/5/04, Hearing Transcript - Land Use - 12/14/04

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Planning - 11/30/04, Hearing Transcript - Planning - 11/16/04, Hearing Transcript - Planning - 10/5/04, Hearing Transcript - Land Use - 12/14/04

**LU 0263-2004**      **Application no. 20055052 HAM, an Urban Development Action Area Project located at 2095 Madison Avenue, Council District no. 9, 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16, Hearing Transcript - Planning - 10/5

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Land Use - 11/18, Hearing Transcript - Planning - 11/16, Hearing Transcript - Planning - 10/5

**LU 0264-2004**      **Application no. 20055058 HAQ, an Urban Development Action Area Project known as the Egdemere Phase B, located in Community Board 14, Council District no. 31, Borough of Queens. 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 696 of the General Municipal Law for an exemption from real property taxes.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript - Land Use - 10/6, Hearing Transcript - Planning - 10/5



**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript - Land Use - 10/6, Hearing Transcript - Planning - 10/5

LU 0265-2004      **Zoning resolution amendment application no. 040137 ZRK, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Brooklyn, Council District no. 33, relating: to creating a special mixed use district in Greenpoint Williamsburg (MX-8)**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27, Hearing Transcript 9/21

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27, Hearing Transcript 9/21

LU 0266-2004      **Uniform Land Use Review Procedure application no. 010384 ZMK, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Brooklyn, Council District no. 33.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27, Hearing Transcript 9/21

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27, Hearing Transcript 9/21

LU 0267-2004      **Application no. 20055006 TCM pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of K. K. & D. of 79th Street Restaurant Corp., d/b/a Nectar, to establish, maintain and operate an unenclosed small sidewalk café located at 1022 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.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27, Hearing Transcript 9/21

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 9/27, Hearing Transcript 9/21

**LU 0268-2004**      **Uniform land use review procedure application no. C 040096 PPK, pursuant to §197-c and §197-d of the New York City Charter concerning the disposition of one city-owned properties, located at 1063 Flushing Avenue, Borough of Brooklyn, Council District no. 34. 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/27, Hearing Transcript - Stated Meeting 9/28/04

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/27, Hearing Transcript - Stated Meeting 9/28/04

**LU 0269-2004**      **Application no. 20045484 TCM pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Regency 601 2nd Ave. Corp., to establish, maintain and operate an unenclosed sidewalk café located at 601 Second Avenue, Borough of Manhattan, Council District no. 2. 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.**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/27, Hearing Transcript 9/21

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 9/27, Hearing Transcript 9/21

**LU 0270-2004**      **Application no. 20045662 TCM pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Inch Food and Beverage, LLC, to establish, maintain and operate an unenclosed small sidewalk café located at 224 West 49th 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**

**Sponsors:**      By Council Member Katz

**Attachments:**      Hearing Transcript 10/5, Hearing Transcript 10/6

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 10/5, Hearing Transcript 10/6

LU 0271-2004

**Application no. 20055010 TCM pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Three Friends, LLC, to establish, maintain and operate an unenclosed sidewalk café located at 2418 Broadway, Borough of Manhattan, Council District no. 6. 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.**

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 10/5, Hearing Transcript 10/6, Hearing Transcript 10/6 - Land Use

**Sponsors:** By Council Member Katz

**Attachments:** Hearing Transcript 10/5, Hearing Transcript 10/6, Hearing Transcript 10/6 - Land Use