

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	29 In Favor	1 Opposed	10 Abstained	0 Recused

RE: Cordoba Initiative

WHEREAS: The Cordoba Initiative was founded in 2002 by Imam Feisal Abdul Rauf, who has been the Imam of the Farah Mosque at 245 West Broadway in Tribeca since 1983; and

WHEREAS: The Cordoba Initiative presented its concept and preliminary plan for the Cordoba House Project before the Financial District Committee of Community Board 1 at its May 5, 2010 meeting; and

WHEREAS: The Cordoba House will provide a community center, a 500-seat performing arts center & lecture hall, culinary school, exhibition space, swimming pool, fitness gym, basketball court, restaurant, library, art studios, and childcare; and

WHEREAS: The Cordoba Initiative states that its programs and facilities will be open to the general public and will be very helpful in meeting a number of important community needs; and

WHEREAS: The Cordoba House will create over 150 full-time and over 500 part-time jobs, and investment of over \$100 million in infrastructure in the Financial District; and

WHEREAS: The as of right proposed scale and massing of the building concept at 15 stories is not inappropriate for the location in the Financial District just south of Tribeca; and

WHEREAS: CB1 respects the grief of family members who lost loved ones on 9/11, and urges the Cordoba Initiative to continue its outreach to 9/11 family members, and

WHEREAS: The Cordoba Initiative has committed to an ongoing dialogue with Community Board 1 on the Cordoba House Project as development proceeds, and Community Board 1 looks forward to that dialogue, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 stands with Rep. Jerrold Nadler, Manhattan Borough President Scott M. Stringer, State Senator Daniel L. Squadron, Assembly Member Deborah Glick, Council Member Margaret Chin and their support of the Cordoba Initiative's efforts to develop the Cordoba House Project and the important community facilities it will provide for our community at the now vacant 45-51 Park Place, which has been abandoned since September 11th; and

BE IT
FURTHER
RESOLVED

THAT: Community Board 1 takes no position regarding the religious aspects of or any religious facilities associated with either the Cordoba Initiative or the Cordoba House Project.

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PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Support the funding of The Battery *Playspace*

WHEREAS: The Battery is the largest public open space in Lower Manhattan, a vital resource to the community's growing population of children and a great benefit to the neighborhood's schools, and

WHEREAS: CB1 has for the past 15 years recognized and supported the Conservancy's efforts to revitalize the Battery and has made its mission of design excellence a priority, and

WHEREAS: The Battery Conservancy and NYC Department of Parks & Recreation are building a new *Playspace*, with the gift of Frank Gehry's design, to be a vibrant and enchanting space replacing the current, outdated playground, and

WHEREAS: The new design will expand the current space of the playground by 40 percent, making it Downtown's largest playground, and

WHEREAS: CB1 has listed the Battery *Playspace* among its top playground funding priorities for FY2011, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 implores the City's elected officials to help fund the construction of the Battery *Playspace*, which will be an invaluable amenity for the families of Lower Manhattan and the millions who visit the Battery annually.

COMMUNITY BOARD #1 – MANHATTAN
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DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	9 In Favor	0 Opposed	2 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	2 Abstained	0 Recused

RE: NYC Department of Parks & Recreation Proposed Rule for “Expressive Matter” Vendors at The Battery

WHEREAS: The Battery is the largest public open space in Lower Manhattan, a vital resource to the area's population and a great benefit to the neighborhood, and

WHEREAS: NYC Department of Parks & Recreation’s proposed rule, revising sections *1-02 and 1-05(b) of Title 56*, designates nine spots for “expressive matter” vendors along the Battery perimeter, and

WHEREAS: Community Board 1 would welcome regulations imposing restrictions on the number and placement of vendors permitted in the Battery that are reasonable and strike a balance between the Battery’s vendors and other park visitors, lessening undue congestion and pedestrian gridlock, and

WHEREAS: Large groupings of vendors block the enjoyment of park amenities, including benches, gardens, drinking fountains and pathways for pedestrians and emergency vehicles, and

WHEREAS: Park visitors should be free to enjoy the park in its simplest form: its plants, its design, its waterfront, and its beauty, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 would support regulations restricting “expressive matter” vendors that balance the right to expression with the public’s right to enjoy the peace and tranquility that parks offer.

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PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 52 William Street, application for tavern-restaurant hotel liquor license for RCQ Hotel FD LLC, d/b/a to be determined

WHEREAS: The proposed hours of operation are 6 a.m. to 4 a.m., seven days a week, for food service and 8 a.m. to 4 a.m. for bar service, and

WHEREAS: The establishment will have background music from small speakers, and

WHEREAS: The liquor license will apply to the hotel, a 21 story building with 250 rooms, and

WHEREAS: The applicant has stated that the establishment will not seek a sidewalk café license, and

WHEREAS, The applicant has stated that the establishment will not apply for a sidewalk cafe license, and

WHEREAS: The applicant has stated that there are buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment, and

WHEREAS: The applicant has stated that there are other establishments with some type of liquor license within 500 feet of this location, now

THEREFORE
BE IT
RESOLVED

THAT: Manhattan CB #1 does not oppose this hotel liquor license application for RCQ Hotel FD LLC at 52 William Street.

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DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 201 Pearl Street, application for restaurant liquor license for Herbs & Spices LLC

WHEREAS: The proposed hours of operation for food are 11 a.m. to 10 p.m., seven days a week, and

WHEREAS: The establishment will have background music from a CD player, and

WHEREAS: The restaurant will have a total square footage of approximately 1,449.71 feet, and

WHEREAS: The applicant has stated that the establishment will not seek a sidewalk café license, and

WHEREAS: The applicant has stated that the establishment will not apply for a sidewalk cafe license, and

WHEREAS: The applicant has stated that there are no buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment, and

WHEREAS: The applicant has stated that there are other establishments with some type of liquor license within 500 feet of this location, now

THEREFORE
BE IT
RESOLVED

THAT: Manhattan CB #1 does not oppose this restaurant liquor license application for Herbs & Spices LLC at 201 Pearl Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Removal of Security Tents Blocking View of the Statue of Liberty at the Historic Battery

WHEREAS: The Battery Conservancy has been working very hard with the National Park Service to transform Battery Park to a calming, peaceful place for residents, workers, and tourists to relax and to view the Harbor, including the Statue of Liberty; and

WHEREAS: After September 11, 2001, “temporary” security tents that are unsightly and block the view of the harbor were erected on the historic Battery’s waterfront promenade; and

WHEREAS: The tenth year anniversary of September 11th is rapidly approaching; and

WHEREAS: An alternative, permanent solution is in the process of being developed to address the security concerns regarding boat visitors; and

WHEREAS: The security tents, which are there in association with the profit-making boat cruises, are a constant, visible reminder of 9/11 that interferes with the transformation of The Historic Battery; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 strongly supports the removal as soon as possible of the “temporary” security tents, so that the community most impacted by the terrorist attacks of 9/11 can have its view of the Statue of Liberty and its ability to walk the entire Battery waterfront restored after ten years and the Battery promenade reopened for public use and enjoyment.

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COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Cultural Center at Castle Clinton

WHEREAS: The Battery Conservancy (“TBC”) is working with the National Park Service (“NPS”), in accordance with the official NPS plan, to revitalize Castle Clinton as a performance venue so that the new Castle will serve as a transportation hub for the growing amount of heritage tourism and recreational use of New York Harbor and as a new interpretive center that will focus on the myriad layers of history of this remarkable site; and

WHEREAS: The concept for the performance venue calls for an estimated 500-seat capacity to be built within the historic walls of the Castle; and

WHEREAS: The target date for the availability of site 1B for the Performing Arts Center at the World Trade Center is currently 2014, according to The Port Authority of NY & NJ’s World Trade Center Report: A Roadmap Forward (October 2, 2008); and

WHEREAS: The Castle project is not a substitute for the promised Performing Arts Center at the World Trade Center site; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 fully supports the conceptual process for TBC and NPS’ revitalization program and would like the Performance Center at the Castle to move forward quickly, especially since there is still no formal funding and administrative structure in place for the Performing Arts Center at the World Trade Center site.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 10 In Favor 0 Opposed 0 Abstained 0 Recused

PUBLIC MEMBER VOTE: 1 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: **WITHDRAWN**

RE: City Hall, application for introduction of fire protection in Rotunda and installation of rooftop mechanical equipment

WHEREAS: The application is to upgrade City Hall which has not be renovated since 1956 in three areas: mechanical and electrical, life safety, structural work to the gutters, and

WHEREAS: The mechanical work will involve removing all existing exhausts and pipes which have been added organically with 7 new air intakes and 225 solar panels, and

WHEREAS: The 7 new intakes will be visible but painted to match the color of the new 24oz zinc covered copper roof, and

WHEREAS: The Committee was concerned by the site line studies and agreed to meet the architect on sire to review this, and

WHEREAS: To provide lighting to one floor of the building 225 solar panels are being installed, and

WHEREAS: The Committee was also concerned about the visibility of the panels as well as the color - which they requested to be black, and

WHEREAS: The architect felt the introductions of the solar panels were acceptable to this important individual landmark because the panels could be removed when the technology becomes redundant, and

WHEREAS: The work to the interiors rotunda – which is also a designated landmark is to install a sprinkler system and security cameras– which would be painted to match the interior and only minimally visible, and

WHEREAS: The Committee noted the cost of the work would be approximately \$100 million, and

WHEREAS: The exterior work to the door cases and steps by removing a poorly deigned step and railings were considered appropriate as was the electrical panel work in the basement, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends that the Landmarks Preservation Commission approve this application subject to a site visit to ensure there is minimal visibility of the air intakes and solar panels.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: South Street Seaport Historic District Extension

WHEREAS: The South Street Seaport Historic District was designated in May 1977, and

WHEREAS: The District was extended in July 1989 to include the block bounded by Water, Dover, Pearl and Peck Slip, and

WHEREAS: When the National Register District was designated, Pier 17 had been extended and of course included the whole of Pier 17, and

WHEREAS: It is inconsistent and inappropriate for the New York City boundary not to match the National Register boundary, and

WHEREAS: This would ensure any potential development of Pier 17 would fall within the purview of the Landmarks Preservation Commission, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 recommends that the Landmarks Preservation Commission urgently calendar the extension of the South Street Seaport to include the whole of Pier 17.

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DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 85 South Street, application for new sign

WHEREAS: The applicant wished to install an 18" x 18" aluminum sign attached to masonry for a new animal kennel called Fetch Club, and

WHEREAS: There is some question as to the zoning legality of the space's proposed usage, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 Manhattan recommends that the Landmarks Preservation Commission approve this application, subject, as usual, to Department of Buildings zoning approval.

COMMUNITY BOARD #1 – MANHATTAN
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COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	1 Recused

RE: 179 Franklin Street, application for legalization of storefront renovation

WHEREAS: The applicant, owner of Thalassa restaurant, has been cited for five Landmarks Preservation Commission violations in regard to the restaurant's façade, as follows:

- 1) Two inappropriate signs;
- 2) Staircase railings attached inappropriately;
- 3) Ground floor infill has been changed, with transom line lowered;
- 4) Camera attached to a cast iron element, and
- 5) Addition of a gooseneck lamp, and

WHEREAS: The remedies would be to

- 1) Remove plaque sign and patch attachment hole, and add full retractable awnings;
- 2) Loop back staircase railings so they don't attach to the façade;
- 3) Legalize existing condition;
- 4) Camera will be moved from cast iron element, and
- 5) Gooseneck lamp will be removed, and

WHEREAS: While such unpermitted alterations are unfortunate and to be discouraged, these occurred quite some time ago by the current owner's retired father, and

WHEREAS: The Landmarks Committee wants the staircase railings to be changed to 1 1/4 pipe instead of the existing 1 1/2" pipe, and

WHEREAS: The Landmarks Committee wants the awnings only across the eastern two bays, above the doors, as in historic documents, and wants them fixed, and

WHEREAS: While it is unfortunate that the transom line has been lowered, repairing this is likely to cause more damage than the existing condition, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 Manhattan recommends that the Landmarks Preservation Commission approve this application, with the exceptions cited.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Salary Adjustment for Yume Kitasei

WHEREAS: The City recently announced a full restoration of the budgets for community boards for Fiscal Years 2011 through 2014, and if the City Council includes the proposed funds for managerial increases in its adopted budget for FY 2011, community board budgets for FY 2011 will be fully restored, and

WHEREAS: A full restoration of funds would leave CB1 with a small percent of its total budget remaining in FY 2011 after current salaries are paid, and

WHEREAS: Yume Kitasei's starting salary was set at a time when CB1 faced a severe proposed budget cut, and

WHEREAS: Yume Kitasei has worked at CB1 for over 6 months and her work has been excellent, and

WHEREAS: It is therefore appropriate for Yume Kitasei to receive an increase for FY 2010 that is within the guidelines set for City employees, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves a 5% increase in Yume Kitasei's salary.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE

COMMITTEE VOTE:	5 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: City-wide zoning text amendment to allow car share vehicles to park on off street parking facilities (ULURP N 100284 ZRY)

WHEREAS: The New York City Department of City Planning has proposed certain text amendments to the Zoning Resolution for the purpose of clarifying that care share vehicles are allowed to park in-off street parking facilities (garages and lots) in appropriate locations; and

WHEREAS: The goals of the proposed text amendments are to eliminate ambiguity in the regulations and to establish clear and appropriate parameters for the location of car sharing vehicles in public and accessory parking facilities; and

WHEREAS: The proposed text amendments would offer an efficient, economical alternative to car ownership for those who drive relatively infrequently; and

WHEREAS: The proposed limitations are intended to allow a sufficient number of car sharing vehicles to serve the nearby population today and in the future, while maintaining the majority of spaces for other intended users; and

WHEREAS: Car sharing members are shown to reduce their own automobile ownership, the proposal would help improve parking availability within the neighborhood; and

WHEREAS: A representative of the NYC Department of City Planning presented and discussed these proposed changes to the satisfaction of the Planning and Community Infrastructure Committee, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 recommends the approval of these proposed zoning text amendments.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE

COMMITTEE VOTE:	5 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Calling on the New York City Charter Revision Commission To Forgo Placing Proposals on the 2010 Ballot

WHEREAS: The Mayor of the City of New York has convened a Charter Revision Commission to review “the entire City Charter” and propose “changes that will improve the lives of New Yorkers”; and

WHEREAS: Charter Revision presents a significant opportunity to engage New Yorkers in a substantive conversation about their government; and

WHEREAS: History has shown that the most inclusive and reform-minded commissions, such as the 1989 Ravitch/Schwarz Commission appointed by Mayor Koch, require significant time for public debate and vetting of ideas; and

WHEREAS: Proposing initiatives for the November 2010 ballot would unnecessarily limit the Commission’s timeframe for conducting a thorough analysis and considering public input; and

WHEREAS: Waiting to propose initiatives until 2011 or 2012 would likely have little effect on voter turnout. As evidenced by the vote totals for the 2002 and 2003 Charter amendments, where 24,000 more votes were cast in the 2003 “off-year” election, voter turnout depends upon the degree to which the public has been engaged; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 calls on the City Charter Commission to forgo placing any proposals on the 2010 ballot and instead first engage in a comprehensive public debate about City government before considering any proposals.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Need for Civic Center Public Map or Information Booth

WHEREAS: There are approximately 20 government buildings within a five-block area in the Civic Center that surrounds Foley Square; and

WHEREAS: These buildings house important agencies that people who live and work in New York City frequently need to visit, such as the Department of Health for birth certificates, the office of the City Clerk for marriage licenses, the Division of Jurors, the Social Security office, One Police Plaza, the Federal Courts, the Criminal Courts, Surrogate's Court, Family Court, the U.S. Attorney's office, City Hall, etc.; and

WHEREAS: Many of these buildings are not clearly marked, and the Foley Square/Civic Center area has no map that shows members of the public where specific buildings are located; and

WHEREAS: The 4/5, J/Z subway station at Foley Square has no toll booth clerk to provide information; and

WHEREAS: Federal marshals in the area are not allowed to give directions, and many of their booths even have signs requesting that the guards not be bothered; and

WHEREAS: The result of the foregoing lack of information is that pedestrians in the Foley Square/Civic Center area are frequently lost and waste much valuable time wandering around trying to locate their desired destination; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 calls on the City of New York and/or the Metropolitan Transit Authority to help alleviate the current pedestrian confusion by providing at a central location in the Foley Square/Civic Center area (perhaps at the Foley Square subway exit or other appropriate location nearby) either a large map or a public information booth with information that clearly identifies each of the government buildings in the area.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Incident involving Southbridge Towers resident and high school students

WHEREAS: On Wednesday May 5, 2010 at 3:30 PM, a group of students allegedly assaulted a resident of Southbridge Towers; and

WHEREAS: The female victim was injured and taken to the hospital; and

WHEREAS: The Principal of Murry Bergtraum High School has reviewed a security tape of the event and identified at least some of the accused assailants as Murry Bergtraum High School students; and

WHEREAS: Murry Bergtraum High School is conducting its own investigation and has promised to do everything it can to prevent a reoccurrence of this sort of incident; and

WHEREAS: Police presence around the school during the crucial dismissal hours of 2:00PM and 3:00PM in the afternoon has significantly diminished over time; and

WHEREAS: Although the Department of Education sent the Deputy CEO for Safety and Security to the Seaport/Civic Center Committee meeting at which this issue was discussed, Murry Bergtraum High School and the Police Department had no representatives, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 calls for a strong police presence to be reinstated on a daily basis for the 2:00PM and 3:00PM dismissal times to maintain order and protect public safety; and

BE IT

FURTHER

RESOLVED

THAT: Community Board 1 asks that a meeting be convened as soon as possible with elected officials and representatives from the Police Department, Transit Police, and the Office of School Safety.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	7 In Favor	1 Opposed	2 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 1 Centre Street, application for liquor license for Open Air Café, Inc. d/b/a Choza

WHEREAS: Open Air café, Inc. is applying for an on-premise liquor license, and

WHEREAS: The establishment is a outdoor kiosk restaurant, and

WHEREAS: The total square footage of the restaurant is 150 sq. ft, and there are no tables or chairs, and

WHEREAS: The establishment proposes to be open from 11:30 am to 10:00 pm on weekdays and weekends, and

WHEREAS: The applicant will prominently post signs informing customers of the New York bottle law which prohibits the removal of open bottles from the premises, and will hire personnel to enforce it, and

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license at 1 Centre Street for Choza subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
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DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 1 Centre Street, application for wine and beer license for Open Air Café, Inc.
d/b/a Sauced

WHEREAS: Open Air café, Inc. is applying for a wine and beer license, and

WHEREAS: The establishment is a outdoor kiosk restaurant, and

WHEREAS: The total square footage of the restaurant is 300 sq. ft, and there are no tables or chairs, and

WHEREAS: The establishment proposes to be open from 11:30 am to 10:00 pm on weekdays and weekends, and

WHEREAS: The applicant will prominently post signs informing customers of the New York bottle law which prohibits the removal of open bottles from the premises, and will hire personnel to enforce it, and

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license at 1 Centre Street for Sauced subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 146 Beekman Street, application for renewal of unenclosed sidewalk café for Fresh Salt

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 6 tables and 16 seats, and

WHEREAS: The applicant has agreed to operate the sidewalk café no later than midnight on weekdays and 1:00 am on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Fresh Salt at 146 Beekman Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 259 Front Street, request for unenclosed sidewalk café for Cowgirl Seahorse

WHEREAS: Radio Mexico Restaurant had an unenclosed sidewalk café at 259 Front Street for more than 15 years, and

WHEREAS: Cowgirl Seahorse has applied for an unclosed side café license at the same location, and

WHEREAS: The Department of Consumer affairs has denied the request because the sidewalk is 6 inches short of the required 12 feet width for an unenclosed sidewalk café, and

WHEREAS: The proprietor of the restaurant is a neighborhood resident whose business has become a staple of the area, and

WHEREAS: An unenclosed sidewalk café will increase foot traffic and be a positive reinforcement to businesses in the area, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 requests that the Department of Consumer Affairs reconsider the request of Cowgirl Seahorse and grant approval of an enclosed sidewalk café at 259 Front Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 79 Worth Street and 78-80 Leonard Street, application for extension of term of BSA Special Permit for Eastern Athletic Clubs, LLC

WHEREAS: The applicant, Millennium Sports, LLC d/b/a/ Eastern Athletic Clubs, LLC, has applied to extend the terms of the special permits granted by the Board of Standards and Appeals on October 28, 1997 and May 15, 2001 for a special permit for a physical culture establishment in the sub-cellar, cellar and first floor of 78-80 Leonard Street and the sub-cellar, cellar and first floor of 79 Worth Street, and

WHEREAS: The properties are connected by an egress bridge and the club occupies both buildings as one space with the same hours of operation, and

WHEREAS: The applicant seeks to consolidate the two previous applications and seeks an extension of terms for the special permits for an additional 10 years, and

WHEREAS: The entire physical culture establishment, including the areas at both 79 Worth Street and 78-80 Leonard Street totals 19,856 square feet, and

WHEREAS: CB #1 recommended approval of these applications in 1997 and 2001 and the establishment remains substantially in compliance with the terms and conditions of the original special permits and has no significant environmental impacts, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 recommends that the Board of Standards and Appeals approve the application for extension of the term of Special Permit for Millennium Sports, LLC d/b/a/ Eastern Athletic Clubs, LLC at 79 Worth Street and 78-80 Leonard Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 365 Greenwich Street, application for liquor license for Nicholas McKeon or a Corp. to be formed

WHEREAS: Nicholas McKeon or an entity to be formed is applying for an on-premise liquor license, and

WHEREAS: The establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 1,800 sq. ft, and the number of tables is 36 with 144 seats, and the bar area is 169 square feet with 16 stools, and

WHEREAS: The establishment proposes to be open from 11:00 am to midnight on weekdays and 11:00 am to 2:00 am on weekends, and

WHEREAS: There will be recorded background music only, and

WHEREAS: The applicant will not apply for a sidewalk café license, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license at 365 Greenwich Street, for Nicholas McKeon or an entity to be formed subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 159 Duane Street, application for liquor license for Alfred Merrin or Entity to be formed

WHEREAS: Alfred Merrin or an entity to be formed is applying for an on-premise liquor license, and

WHEREAS: The establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 1,426 sq. ft, with a public assembly capacity of 74, and the number of tables is 12 with 30 seats, and the bar area is 350 square feet with 12 banquette seats, and

WHEREAS: The establishment proposes to be open from 7:30 am to 1:00 am on weekdays, 7:30 am to 11 pm on Sundays and 7:30 am to 2:00 am on weekends, and

WHEREAS: There will be recorded background music only with soundproofing for the ceiling, and

WHEREAS: The applicant will not apply for a sidewalk café license, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license at 159 Duane Street for Alfred Merrin or an entity to be formed, subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 325 Church Street, application for an unenclosed sidewalk café for 325 Church Company LLC d/b/a Saluggi's, Inc.

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 3 tables and 6 seats, and

WHEREAS: The applicant has agreed to operate the sidewalk café no later than midnight on weekdays and on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, and

WHEREAS: The applicant agreed to limit the number of tables to 2 if there is a sidewalk obstruction blocking the 3rd table, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for an unenclosed sidewalk café license for 325 Church Company LLC d/b/a/ Saluggi's at 325 Church Street for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	4 In Favor	2 Opposed	1 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	29 In Favor	1 Opposed	7 Abstained	0 Recused

RE: Application for newsstand at the southwest corner of N. Moore Street and Greenwich Street

WHEREAS: The applicant, MD Shahinur Islam has applied to the Department of Consumer Affairs for a newsstand at the southwest corner of N. Moore Street and Greenwich Streets, and

WHEREAS: There are no other newsstands located on the same street as the proposed one, and

WHEREAS: Some members of the committee felt the sidewalk is congested, others felt it is wide enough for the newsstand with no conflicts to its neighbors, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 recommends approval of a newsstand at the southwest corner of N. Moore Street and Greenwich Street subject to design review for appropriateness by the New York City Design Commission and compliance with any applicable restrictions.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Thanking NYPD 1st Pct. C.O. Deputy Inspector Anthony Bologna

WHEREAS: The First Precinct encompasses one of the most complex precincts in New York City; and

WHEREAS: Deputy Inspector Anthony Bologna has served as commanding officer of the 1st Precinct for five years with the highest degree of professionalism, exemplary performance, and service to the community; and

WHEREAS: During his five year term, overall reported major crime categories were reduced by over 30%; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board One expresses its heartfelt thanks to Deputy Inspector Bologna and wishes him well in his new post and welcomes Captain Edward Winski as his replacement.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD MEMBERS NOT ON COMMITTEE:

 3 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 39 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Disposition of Remaining Lower Manhattan Development Corporation Funds

WHEREAS: CB #1 has been asking for many years for a clear and transparent accounting for the remaining Lower Manhattan Development Corporation (LMDC) funds since its inception after 9/11 when Congress allocated \$2 billion to rebuild Lower Manhattan, and

WHEREAS: CB #1 and Chairperson and LMDC Board member Julie Menin have repeatedly raised objections to LMDC's lack of transparency and accountability, and

WHEREAS: This \$2 billion is taxpayer money and the public has a right to know to what purposes and projects funds have been allocated and how much money remains unallocated, and

WHEREAS: At the urging of CB#1, LMDC recently provided an accounting of all other unallocated Federal money administered by LMDC, and

WHEREAS: CB#1 considers it completely unacceptable, particularly in view of the economic crisis now facing the City of New York, that nearly \$200 million in LMDC funds listed for programs and projects in critical areas such as education, small business aid and affordable housing remain unallocated and unspent, and

WHEREAS: Such funds should immediately be reallocated so that monies can be disbursed as intended to rebuild Lower Manhattan before the tenth anniversary of the September 11 attacks, and

WHEREAS: The administrative cost of running LMDC is approximately \$4 million to \$5 million per year¹, and

WHEREAS: CB #1 supports the comments made by Julie Menin at the April 8, 2010 LMDC Board meeting raising concerns about the administrative costs of LMDC and

¹ LMDC was allocated \$67,139,036 at its inception and has been paid \$54,246,809 as of March 31, 2010. At the last Board of Directors meeting, LMDC was allocated additional funding so that it is now contractually obligated to be paid a total of \$61,497,110, which leaves approximately \$5.64 million unpaid.

indicating that she would not approve any additional LMDC budgets unless the remaining community enhancement and other unallocated funds have been allocated, and

WHEREAS: LMDC is tentatively scheduled to have their next Board of Director's meeting on Thursday, June 24, 2010, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 requests that LMDC reallocate and release the approximate \$150-\$200 million of remaining LMDC funds (including funds controlled by LMDC and the City of New York through sub-recipient agreements) at its next Board of Directors meeting as follows:

- Allocate approximately \$150 to \$170 million of unaccounted utility expenses immediately to the World Trade Center Performing Arts Center
- Reallocate and release roughly \$28.6 million of unallocated and unused funds for Cultural Programs as follows:
 - Reallocate funds previously allocated to the Drawing Center \$9,743,708 funds (\$10,000,000 allocated less \$256,292 paid to date) if the Drawing Center is not going to relocate to a new facility in Lower Manhattan
 - Award grants to local cultural institutions of the remaining Cultural Enhancement Funds in the amount of \$1,133,920 (\$27,083,920 allocated less \$25,950,000 contractually obligated)
 - Award grants to local cultural institutions of the remaining Community/Cultural Enhancements funds in the amount of \$17,689,924 (\$48,676,924 allocated less \$30,987,000 contractually obligated)
- Release roughly \$4 million of Economic Development (Small Business) funds to small businesses that have had their businesses impacted due to the long process of rebuilding Lower Manhattan
- Disburse roughly \$12 million of Affordable Housing funds that were allocated to the City of New York in 2006 for use in CB#1, for example for affordable housing in an 80/20 to be located on the Tower 5 site if that site is developed for residential use

- Immediately allocate \$3 million of Education Improvements funds, of which none has yet been paid to the local public schools that are having their budgets slashed during these difficult economic times
- Review the Fulton Corridor Grant Programs (for retail shop owners to improve their storefronts) under which \$14.57 million has been allocated to the City of New York but only \$270,000 has been paid to date, including some \$2 million that we understand is to be allocated to cover cost overruns from building parks in that area
- Review the remaining \$30.8 million in Transportation Improvements Program funds (\$31,000,000 allocated, \$131,893 has been paid), which was allocated to CB #3 for Chatham Square
- Review the remaining \$37 million funds of the Economic Development Job Creation & Retention Program that have been contractually obligated, but not yet paid by the Empire State Development Corporation
- Review the unobligated \$5.64 million of LMDC administrative fees, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 urges LMDC to disburse all remaining community enhancement funds to local organizations as soon as possible and requests that it be consulted with respect to all future allocations of LMDC funds.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Biological, Chemical, and Radiological Detectors Legislation: Intro 58 (formerly Intro 650)

WHEREAS: Community Board 1 unanimously passed a resolution in January 2008 opposed to the City Council's Intro 650, which would have implemented a proposed New York City Police Department (NYPD) permitting system for biological, chemical and radiological detectors; and

WHEREAS: An essentially similar bill was recently introduced as Intro 58 in the current session of the Council by the Committee on Public Safety to amend the Administrative Code of the City of New York, in relation to biological, chemical and radiological detectors; and

WHEREAS: In the aftermath of the World Trade Center attacks on September 11, 2001, residents and workers were repeatedly lied to by government agencies about the quality of the air they breathed, and therefore, it is important to maintain the right of individuals to independently test the air, water and soil; and

WHEREAS: Residents and workers should be empowered to hold the government accountable and confirm for themselves, in a timely fashion, that their air, water and soil is free of hazards, and

WHEREAS: We believe that this law would be the first time anyone would have to be “permitted” to monitor the environment; and

WHEREAS: Intro 58 is overly broad and, although ostensibly aimed at detectors of weaponized chemical, biological and radioactive agents, it is written in a manner that will impact all chemical, biological, radiological detectors; and

WHEREAS: If enacted into law, Int. 58 would hinder the flow of information regarding serious airborne pollutants and other environmental conditions, and would precipitate tension between well-meaning members of the public seeking to conduct environmental monitoring and police officers charged with enforcing a law with poorly defined restrictions;

THEREFORE
BE IT
RESOLVED

THAT: CB#1 affirms the right of any person or any community to monitor the air, water, soil, etc., and opposes Intro 58 and the implementation of a permitting system for environmental sampling instruments that it would create.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE:	5 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	4 Opposed	1 Abstained	0 Recused

RE: Blocking Gun Sales to Suspected Terrorists

WHEREAS: Lower Manhattan was the site of the deadliest terror attack in United States history and terrorists continue to be a threat, and

WHEREAS: Federal law enforcement officials can stop suspected terrorists from boarding planes but have no authority to stop the same suspects from purchasing guns and explosives – a dangerous loophole in the law referred to as the “Terror Gap,” which undermines public safety and national security, and

WHEREAS: The Government Accountability Office (GAO) reports that during a five-year period, individuals on U.S. terrorist watch lists attempted to purchase guns and explosives 963 times and on 865 occasions – 90 percent of attempts – the FBI was unable to block gun and explosive sales to suspected terrorists, and

WHEREAS: Major Nidal Hasan passed a background check and purchased a gun even though he was under investigation by the FBI for links to terrorism, and Hasan later used that gun to kill thirteen people at Fort Hood on November 5, 2009, and

WHEREAS: New York City has witnessed deadly terrorism-related gun attacks, including the 1997 attack by Ali Abu Kamal atop the Empire State Building, and the fatal 1994 shooting near the Brooklyn Bridge that claimed the life of Ari Halberstam, and

WHEREAS: New York Police Commissioner Raymond Kelly said while addressing the Senate Homeland Security Committee that Mr. Shahzad, the Times Square car bomber bought the gun amid obtaining supplies for the bomb. “It appears from some of his other activities that March is when he decided to put this plan in motion. It (the gun) may well have been an indicator of putting something catastrophic in motion”, and

WHEREAS: The Department of Justice could allow particular gun purchases to proceed to avoid tipping off the terror suspect, and

WHEREAS: Representative Peter King and Senator Frank Lautenberg have introduced bipartisan legislation to close the Terror Gap (S. 1317/H.R. 2159), which was drafted by the Bush Administration and endorsed by the Obama Administration, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 strongly urges Congress to close the Terror Gap and to help prevent the future loss of life both in New York City and across the country, by passing legislation that would grant the United States Justice Department discretion to stop gun and explosives sales to suspected terrorists, and

BE IT

FURTHER

RESOLVED

THAT: CB #1 also strongly urges that United States terrorist watch lists be carefully monitored to be sure they focus on true terrorists who pose a genuine threat and do not include the names of innocent individuals.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MAY 25, 2010

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	11 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Maintaining Classrooms at Tweed Courthouse

WHEREAS: The population downtown has undergone a dramatic increase over the past several years; and

WHEREAS: Population projections, estimates based on the district birthrate over the past several years, and normal enrollment percentages all suggest that the overcrowding problem in schools in Community Board 1 is one that is acute and set to worsen; and

WHEREAS: Over 60 children in Community Board 1 were waitlisted this year because there were not enough seats at their zoned school; and

WHEREAS: A lottery was employed by P.S. 234 in order to determine which zoned children would be able to attend in the fall of 2010 and would need to be placed elsewhere; and

WHEREAS: Tweed Courthouse has functioned as an incubator site for P.S. 276 and P.S. 397 housing three Kindergarten classes for each school; and

WHEREAS: When P.S. 397 opens in September 2011, there will be six existing dedicated classrooms available at the Tweed Courthouse; and

WHEREAS: Given current enrollment of P.S. 397 at three classes per grade, the school cannot possibly remain a K-8 as was promised to the community as there is only space for two classes per grade in the actual school building; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 urges the DOE to maintain the six classrooms at the Tweed Courthouse for the Spruce Street School until such time that the capacity needs for CEC District 2 have been addressed; and

BE IT

FURTHER

RESOLVED

THAT: Community Board 1 urges the Department of Education to then also dedicate space at Tweed Courthouse for the incubation of a new school once it has been sited.