



CITY OF NEW YORK

**MANHATTAN COMMUNITY BOARD FOUR**

330 West 42<sup>nd</sup> Street, 26<sup>th</sup> floor New York, NY 10036  
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**COREY JOHNSON**  
Chair

**ROBERT J. BENFATTO, JR., ESQ.**  
District Manager

April 3, 2013

Beverly Gotay, Deputy Director  
Special Applications Unit  
NYC Department of Consumer Affairs  
42 Broadway  
New York, NY 10004-1716

**Re: Newsstand application – 502 West 42<sup>nd</sup> Street**

Dear Ms. Gotay:

Manhattan Community Board 4 (CB4) recommends denial of the Newsstand application for an installation in front of 502 West 42<sup>nd</sup> Street, on the Tenth Avenue side of the property. There are multiple grounds for our denial:

While the drawings shows sufficient space in between existing tree pits, the adjacent property owner, CHDC indicated that they had permits in place to expand the size of the existing tree pits to 14 feet each and to add a tree pit closer to the corner. According to CHDC staff, while the permits had expired because of bad weather, CHDC has reapplied for them and intends to proceed with the tree pits modifications.

Unfortunately, the applicant, although he was notified and confirmed he would attend our meeting, did not appear in front of the committee. This is particularly relevant because, it is our recollection that this applicant already operates one or two newsstands and we wanted to verify who would be operating this specific installation. It is our Community Board's practice to discuss the newsstand with the applicant to ensure that the applicant and/or a family member will take real ownership over the operation of the newsstand. We feel this is particularly important when the applicant already operates a newsstand at another location

We recommend that this specific application be denied.

Sincerely,

Corey Johnson  
Chair

Christine Berthet  
Co-Chair, Transportation  
Planning Committee

Jay Marcus  
Co-Chair, Transportation  
Planning Committee

cc: Applicant