

**COMMUNITY BOARD 9
890 NOSTRAND AVENUE
BROOKLYN, NY 11225**

**MINUTES OF THE
COMMUNITY BOARD MEETING
HELD ON TUESDAY, November 25, 2008
MIDDLE SCHOOL 61 AUDITORIUM
400 EMPIRE BOULEVARD, BROOKLYN, NY 11225**

Board Members Present

Mary Allman
Dion Ashman
Stuart Balberg
Aldith Clarke
Chaz Crowder
Geraldine Dease
Rabbi Jacob Goldstein
Theopia Green
Rabbi Nochum Gross
Tessa Hackett-Vieira
Bishop S. Hamilton-Gonzales
Ruby Hodge
Maurice Jean-Baptiste
Jannie Johnson
Denise Mann

Board Members Present

Gary Marshall
Allan Martin, Jr.
Dr. Marco Mason
Carl B. Morgan
Frank Nicholas
Rosemarie Perry
Romania Roachford
Myrtle Roberson
Eleanor Rollins
Roosevelt Rose
Brenda Scott
Rabbi Joseph Speilman
Yvonne Straker
Jacqueline Welch

Board Members Absent

Jacinta Blackburn
Rev. Phyllis Brown (sick)
Gwen Carter
Michael Cetera, AIA (sick)
Shelia Foster-Golding
Joan Gill
Stanley Harwich (sick)
Aaron Hershkop
Brenda Hutto
Samuel Marmulzsteyn
Alice Mitchell
Dwayne Nicholson
Karlene Robinson
Denise Thomas
Yankel Wice
Bernice Wood

Elected Officials/Agency Representatives Present

Hon. Mathieu Eugene – Jonah Rogoff
Hon. Letitia James – Mark Callendar
Hon. Karim Camara – Ana Lipkind
United States Postal Service – Dee Dee Jones
Hon. Eric Adams – Reuven Lipkind

Elected Officials/Agency Representatives Present

Hon. Darlene Mealy – Isiah Hall
Hon. Olanike Alabi – District Leader
71 Precinct Community Council – Carl Cohen
Dept of Parks & Recreation – Benjamin Kramer
USPS Community Council – Ben Edwards

PUBLIC SESSION

Representatives of the United States Postal Service will do a presentation on the services for the holidays, from stamps to shipping, as well as the various on-line services provided by the agency.

Ms. Dee Dee Jones advised on the following: **Stamps by Mail** which customers can fill out and stipulate how many stamps are needed. There is a pocket in which to place the order. The order is placed along with the check or money order, no postage is necessary. The stamps will arrive by priority mail to one's mailbox.

Stamps by Phone is done through your credit card. This will be delivered within three business days. **Holiday Shipping** – deadline dates for domestic, international and military are given on the brochure, it will give the last shipping date for these packages if they are to be received by Christmas. **Carrier Alert** – in conjunction with the Dept for the Aging, this program uses the letter carrier as the first line of defense. If the mailbox is overflowing, the carrier will notify his/her manager who will then notify the Dept for the Aging who will then come out and check their apartments. 311 is called or a family member, neighbor or friend is contacted. Every station in Brooklyn and across the United States is involved in Carrier Alert. There has to be a mailbox where the carrier can see the buildup of mail.

Alternate Access Codicils – This is a list of services that the post office has where you do not have to go into the Post Office. One can sit at the computer or go to the library, where, on the computer, you can purchase stamps online. There is a program called **“Click and Ship”**, where if one doesn’t want to go to the post office, simply go online click www.usps.com, click and ship. If you have a scale you can weigh it and call and set up a pick up for the carrier. The post office has to pick up everything you are mailing out. Whatever is needed you can go online, for example, passport forms, etc.

Jobs – the post office is hiring. DHL went out of business. The post office is looking for sales representatives, just click onto the website – hiring closes on December 12th.

Questions and Answers:

Does a person need to have residency to have a job in the post office? Ms Jones: You need citizenship.

St. John’s post office – why does one have to wait so long to be served? Ms. Jones: I am not here for that person see Mr. Edwards in the back, the question will be answered.

What about placing mail in the mailbox for the carriers? Ms. Jones: it used to be like that before where carriers would pick up the mail. Now it is different, you have to ask them to take the mail back to the post office for you.

Chairman Goldstein informed that anyone sending packaged to the combat areas should get them out by the end of November, the quicker the better that they will get there on time. He thanked Ms. Jones for her presentation.

Public Hearing on application #197-07-BZY 09 BSA 0011K, submitted by Stuart A. Klein, Attorney at Law, to the Board of Standards and Appeals pursuant to Zoning Resolution §72-21. The applicant is seeking a variance to erect a four-story and penthouse residential building at 341-349 Troy Avenue, aka 1515 Carroll Street, Brooklyn, an R4 Zoning District. The proposal will provide thirty-four residential dwelling units. To accommodate the parking requirements of the residential users, the proposal provides 31 on-site, fully integrated below grade accessory parking.

Stuart A. Klein, Attorney at Law informed that the location is on the N/E corner of Troy and Carroll Streets. It runs along Troy Avenue 116’ and Carroll Street 138’, it is an irregular lot consisting of 526,000 sq. ft. Approximately three years ago the application was presented to the community board. The application at that time was for a larger building, 6,000 sq ft above grade space and with about 63 or 64 sq. ft. The board was concerned about the height of the building, they thought it was unfit within the surrounding fabric of the district and the aesthetic community. Additional testing was done during that period. It was found that the

garage that was there for at least a hundred years had left many spots and sub-grades. They went back to the drawing board and figured it out. It is slated to be four stories plus a setback penthouse area. This will be approximately 6' lower than previously stated. It will go from 62,000 sq ft to 48,000 sq ft. total number of apartments 34. There will be eleven two bedrooms, 16 three bedrooms, 2 four bedrooms and 5 studio apartments. They will run in size from approximately 800 sq ft to 2342 sq ft. there will have to be a lot of sub-surface mediation. The cost will be about \$1.6M dollars to take the toxins out of the soil, this is why they had to go back. They had to deal with DEP to get their approval. They had to speak to their engineers.

The project has also been changed, the footprint is smaller, the outside wall of the building is pulled in 6', there is an additional number of feet over the 4th floor, 15' to 18'. A survey of the surrounding buildings were done, 600' radius approximately 15-20 buildings that are as large as this building or much larger. Across the street there is a 3-story telephone building which fulfilled the variance of 1955-56 which although it called for 3 stories it is in fact 64' high. It will work out with the new building.

The community board did approve a larger building. The client is now committed to excavate the site, take out all the toxins pursuant to DEP approval and put in what is called an engineer map to make sure that the toxins at the site do not percolate up and invade the rest of the area. This is why they had to go back and redraw the entire building, make it smaller and lower the cost as much as possible. As previously stated it was down from 64 sq ft to 48 sq ft, however the same number of sub-grade parking will be maintained. There will be 31 spots instead of 34 spots. The building has been reduced by 4 to 6' in height. Approximately 15' at the end of the building has been reduced 3 stories. It is now in keeping with the buildings on Carroll Street. It is now a 4 story high unit which is 15; wide with a 10' driveway. This fits more with the surrounding architecture.

Questions and Answers:

Mildred Jamison from Carroll Street – I think the decision has already been made. I feel like I am wasting my time. First of all the area is overloaded. It is usually 1, 2, or 3 apartment buildings on our block. There are so many people with so many cars, not because they don't own a building they shouldn't have a place to park. You say your building will have places to park, who is going to live in this building? Who is going to clean up the block? It is not fair. How many people will be living in this building and who are they?

Theopia Green – when this issue came up before to my knowledge, it was voted down. **Chairman Goldstein interrupted to clear the issue** – this is the third time this application is coming before the board. The first time it was voted down, it was too big, it didn't supply off-street parking etc, etc. It was from a residential street rather than from a commercial street. Three years ago it was approved conditionally. We had concerns about what was underneath the ground. It took them 3 years, they downgraded it. They made it smaller with in-ground parking. This building is not a special interest building because it is a variance tied in with the City of New York. Everyone has the right to purchase, it is a purchase not a rental.

Theopia Green – I don't know how many of you know the location. It is on the N/E corner of Troy Ave and Carroll Street. Troy Avenue is a thoroughfare. The bus travels along that Avenue, there is a bus stop at the location. I would like to know how is this going to work out. In addition I would like to mention that with the telephone building, the telephone company changed its name when it was time. I was involved to see to it that the Board of Standards and Appeal did not give its approval. Myrtle Whitmore, Chairperson of the Crown Heights Civic Association was the lead person who took the case to the Board of Standards and Appeals. We won the case because the telephone company wanted to build on top of the building they now have. It did

not happen. I am concerned about the congestion in that area, I would like to hear precise plans on how that will be addressed.

What are the criteria for residency of these apartment and what are the prices of these apartments.

Denise Mann: who is the builder? Are these apartments available to any member of the community? Will they be affordable housing and if so what is the criteria?

Nochum Gross: what is the price per sq ft?

Mr. Klein – answering foregoing questions – that application was denied about seven years ago, it called for 60 units, no sub-grade parking and 70-75 sq ft building. It went to the BSA, it asked the developer if he would spell out a plan for build out, explaining what is to be built in the underlying area, he refused to do it, the BSA requested him to withdraw the case.

About 4 years later he (Mr. Klein) came before the board, the building was approved at a 3.87 FAR of the underlying FAR of 1.35 which is 28 thousand sq ft, approximately 68 sq ft lot. We went to the BSA and they were not happy with the 3.8, they asked us to downsize it. It is down approximately 2.9 to 3.0, approximately 1.0 FAR is taken off, from 63,000 sq ft to 48,000 sq ft.

With regards to the DOT matter we did a traffic study, copies are available, they did not seem to think that the 31 cars in the lot would have any impact on the traffic grid. However this will have to be approved with the curb, along with the Dept of Transportation on how the cars will cue up on the lot. There is a very long run into the building so there should not be cars cuing up on Troy Ave, I don't see that happening. There are however 31 cars to 34 units, which is a 90% ratio.

The qualifications for purchase - it is going to be marketed at condo units, under condominium law, if you buy it there is a market price, you make a bid, if successful, you buy the apartment. There are no restrictions as far as I know. I will not tolerate that and I am sure the Attorney General's office will not tolerate it. Mr. Polscheck has been at the Attorney's office about a year ago, he is very sharp, very aggressive. If you have any problems I will be happy to give you his number you can call him up and make your complaints.

The cost was set in an economic statement prepared on March 24, 2008. The cost is \$350 per sq ft and go up to \$410 per sq ft. the likelihood of these prices remaining depends now on the economy, it could be a lesser price now. The application you approved 3 years ago and was sent to BSA had the ground floor as commercial space. We had required that the commercial have an opening on Troy Avenue. We had contacted many businesses, WAMU built one down the block, we contacted a number of grocery stores, medical offices, to rent space from us, the BSA said in no uncertain terms that they would not allow commercial usage. We put in a study showing commercial use in the area, the BSA said they want the building to be strictly residential.

Given the fact that we have \$1.6M in mediation cost which we did not know about when we filed the application, the cost went up astronomically. I don't think my client is making any money on the effort. Now it is targeted at a 6.5% rate of return with the \$350 to \$410 per sq ft. I don't think it will be reached. We have all these different types of toxins that we have to deal with, the \$1.6M at this time is a very low estimate, if anything is built on that land the toxic condition will have to be resolved.

With regard to affordable housing we had spoken to Mr. James, we cannot do it now because our income stream had been reduced by the fact that (a) we do not have commercial space and (b) we have to reduce the size of the building. In construction the cost of the building is found in the second floor down. The commercial piece has been taken away. This is a marginal profit at best.

Anyone wanting to see the toxin report is welcomed. This had been a garage for at least eight years. The only way to mediate this is to build a building that makes sense. Based on a floor by floor basis, the ground floor is \$350 per sq ft., if the apartment is 1000 sq ft then it will cost \$350,000.

Will there be a tax abatement on the building? Mr. Klein – not to my knowledge. We explored that, we tried to get money back under the brown ground legislation, the problem is no one ever buys into that program.

Stuart Balberg – inaudible. Mr. Klein – security issue was not stated in the application that is however a good question. That would benefit us. I would like to talk this over with the community board at some time.

Garbage pickup will be through the Dept of Sanitation since this is not a commercial building.

Jannie Johnson – where is the storage room and how big is it? Mr. Klein – I don't know it is scaled down in the plan. Jannie Johnson – is the first floor large enough for the parking and the storage room? Mr. Klein – I have raised that question before. It is the question of zoning. The problem is particularly with our love of SUV's, the DOT has a minimum turning radius, so even though you can oversize your spot that does not necessarily mean that you can get out of the spot. I actually spoke with the builder he thinks we should be able to eliminate some of the storage space. I will suggest it to them.

Inaudible question. Answer – there is no question about it, that would be a violation under state law, I will be more than happy to ask the state attorney general to see if that can be done and if it can be done, there is no reason why we wouldn't connect to it.

Will people from the community be hired to work on the project? We agreed to hire people from the community.

Ruby Hodge – what you are asking us to vote for is what big brother dictates, that you can do it my way. But big brother doesn't live in the neighborhood, this is something that we need to take into consideration. Crown Heights is going through a lot of construction and we have to look out for our residents. We live here we have to walk here at nights in this neighborhood, what protection do we have against rodents in the community?

Mr. Klein – number one the way the city works you have to go through the variance process. One of the problems with that was it only made a token reference to the community board. The only thing you can do is you can come down and testify to the BSA which is convened during working hours. Prior to the 1936 Charter change, the BSA was located in every borough, you had a greater contact with them. What they are saying is that they will not approve anything higher than a 3.0 FAR. There are buildings in the area between 2.8 and 4.0 FAR.

With regard to the rodent problem; I live in Brooklyn and the sanitation has a way of missing days. The only thing I will do is to speak to the contractor to see if there is a way that we can go above and beyond this problem.

Rabbi Goldstein – there is a requirement in the City of New York that before you put a spade in the ground you must bait the site. That is a fact and if they don't we at the board level can do something. This has happened with Eastern Parkway. When they dug up Eastern Parkway they unleashed millions of rats into our community. Years ago it was terrible they did not bait, but now they are required to.

Before your plan was a six-story with a penthouse now it is a four-story and a penthouse, where is the parking space that you are talking about underground? Mr. Klein we did not plan a 6 story with a penthouse, I know what was submitted. The original was a 5-story with a penthouse the penthouse was set back 15 ft from the edge. We showed visually that it could not be seen from across the street. The board was unhappy with that, they wanted us to come down another floor. The change in this application is 4-stories plus the penthouse. The penthouse is now set back 18 ft from the previous wall which in and among itself is set back 6ft. it is a set back of 24 ft on each side so unless you are about 75ft tall you will not see the penthouse. The sub-grade parking will be done on site in and out on Troy Avenue. It was re-ordered by the community board to change the parking area from Carroll Street to Troy Avenue which would be easier.

Kay Dunham – what is the city block where the site is located? Chairman Goldstein it sits on the corner of Carroll Street and Troy Avenue, between Troy and Schenectady..

Mr. Klein – the question of rats is not welcomed anywhere. I will be more than happy to submit something to the board to make it part of the application on or above the city's regulations.

Chairman Goldstein thanked Mr. Klein for his presentation.

Public Hearing on application #226-08-BZ, submitted by the law office of Fredrick A. Becker, to the Board of Standards and Appeals for a special permit to waive the rear yard requirement along a district boundary at 172 Empire Boulevard, Brooklyn, Block 1314 Lot 15

Chairman Goldstein explained that the location was in the middle of the block on Empire Boulevard, S/S between Rogers and Bedford Avenues. It is next to the former bowling alley/roller skating rink.

Attorney Lyra J. Altman from the law firm of Fredrick a. Becker explained that the site is approximately 120' wide and 100' deep. There is construction on the front side of the lot. What is being pursued is the approval of the plans by the Dept of Buildings. They have the approval to increase the height of the first floor building and to add two stories above the first floor. That portion is not part of this application. The first part was already approved by the DOB that is the construction already begun.

While the construction was in progress the owner decided that he wanted to increase the height of the portion existing in the rear, that portion is approximately 38' deep and 15' high. It was touching the rear lot line. What he did was increase the height of that portion of the building to 33' 4". The DOB issued a Stop Work Order. The construction has been stopped while we are pending this application. What we are intending to do is not legalize the entire height in the rear. They would like to reduce it by approximately 10'4" – what is being requested is an increase from the 15' height to a height of 23' in the rear.

This is requested pursuant to section 7350 of the Zoning Regulation which basically states that with an appropriate application the BSA has the right to permit the property owner in a community district to back up to a residential district to increase the height in the rear yard. That is what is being proposed.

Questions and Answers:

Do you have permission to build 15'? They had permission in the front of the site to build to a larger height on the one story. The 15' was not in the original plan of construction. They decided that they wanted to increase the height they thought they could do it.

Dion Ashman – my understand is that you have been previously approved for the front of the lot, what approval have you had for the rest of the lot? Answer – as I said they did not have the approval. They did that illegally. They are now looking to take down the portion that is illegal, and increase the height to 23'.

Dion Ashman – you are dealing with architects, why did they make that mistake. Answer – you have to understand that our client did not go to architectural school, he made a mistake, he is here to try to fix it. Dion – I am not concerned about the client. The architect is hired to do the work. The client does not have the education to do that. Answer – the architect has the approval, it was the client that started to work beyond the scope of the approval. The architect never told him that he could do it.

Dion – Do you recognize what has been done? This is a grown man with building and architectural accountability and responsibility, that everyone in this room could think that some professional architect could make that type of mistake. Answer – as I said this was not an error on the part of the architect.

Jannie Johnson – when they started building they did not come to us, why now? Answer: because they are seeking a special permit. Before, the work in the front was approved by the DOB. For that they did not need to come to the board for permission. The fact that they built the extra steel in the rear is why we are here. They could have taken down that steel and gone ahead with the project. What they chose to do is to remove that steel and at the same time they decided that they needed the piece of land in the rear. To get the rear space they needed the added height. It was a mistake, it is coming down. I told them that they could apply to the BSA under section 7350 which will permit us to increase the height of that portion from 15' to 23'.

Jannie Johnson – in other words you are going up 18'? Answer: that is what we are asking to do. Jannie – what type of building is it. Answer – it is a building supply house. It has been there for many years. Now they need storage space.

Denise Mann – will the increase in height block the view in the back? Answer – it will be 8' higher on the lot line. Depending on the height of the windows, it might impact the people along the lot line.

Dion Ashman – inaudible. **Chairman**, let me explain it once. They had permission to build from the city of New York, they did not have to come to the community board. It is called as of right. There are zoning laws. Under the existing laws for the block they have to right to build up on the front of the property. It is the back piece why they are here tonight, because they built when they shouldn't have.

Dion Ashman - inaudible. **District Manager** – let me explain in layman's language. The front part of the building that you see up there, that is legal. They have approved plans from the DOB. In the back they had an existing piece that had a height of 15'. Somehow they thought that they needed this piece in the back to be taller, so instead of applying for a variance or a special permit, they went ahead and built it themselves. They receive a stop work order saying that what you did was wrong. Now they are saying that they will tear down

the extra 18' that they built illegally. However they still need the height in the back so they are applying to add 8' that is why they are applying for a special permit, that is why they are here.

The chairman closed the hearing on the matter at this point.

Public Hearing on Application #235-08-BZ, submitted by Attorney Eric Palatnik, to the Board of Standards and Appeals for a special permit so as to permit the enlargement of the existing Mikvah at 1508 Union Street, Brooklyn, between Kingston and Albany Avenues, Block 1279 Lot 41.

Ian Rasmussen represented the office of Attorney Eric Palatnik. Mr. Rasmussen informed that the property in question is located at 1508 Union Street, on the S/W corner of Albany Avenue and Union Street. It is located in an R4 zoning district. The lot is 40' along Union Street and 100' depth along Albany Avenue. It is a corner lot. On that lot is a Mikvah which is a ritual bath of the Jewish faith. Mr. Rasmussen introduced Ms. Debra Levitan a resident of Crown Heights who is on the Mikvah committee who gave an insight into the Mikvah ritual bath.

Ms. Levitan explained that she has been a resident of Crown Heights for 18 years, she explained one of the lesser known aspects of Jewish life is something that is very sacred and essential. It is one of those things that is very discrete and private. During a woman's menstrual period she has to separate from her husband for that period of time. She then has to go to the Mikvah to cleanse herself. The Mikvah is a ritual pool. It is biblically ordained. The size of the pool and the collection of the water that goes into it is also biblical. We adhere to this rule very, very stringently. It is one of the most important parts of the Jewish home, Jewish marriage and Jewish life.

Mr. Rasmussen said that this is very important to the Jewish community. The present Mikvah is overcrowded. It is part of the community. It is difficult for them to move out to another location. What they are asking for is to permit the enlargement of 2.0 FAR on 8,000 sq ft building. What is there now is 9,265 sq ft building. The goal is to make it 12,361 sq ft building an FAR of 3.16. This is roughly a 33% increase in size. We are also asking permission for the height and set back of the building.

The present building has an 8' ceiling. Currently there is a 3-story building at the corner of Albany Avenue. It has steps down to 2 floors towards the rear. This will also be raised from 34' to 47'. This property which is further from the corner is set slightly lower than the existing building. That will also be increased to 47' high.

Chairman Goldstein – for those of you who have been on the community board long enough one of those two buildings was previously the site of our community board office. We left that site approximately 31 years ago. My question is how long has the Mikvah been in existence at this spot? **Mr. Rasmussen** – the organization has been in Brooklyn since 1935, at this site the Mikvah could have been since the 80's. **Ms. Levitan** explained that it has been functioning as the Mikvah since 1935.

Chairman Goldstein said that since everything is so discrete he presumed that many people do not know what the building is for, there are no signs, no glaring lights, it is very quiet.

Questions and Answers:

Emma Franklin-White – inaudible. **Chairman** – the one building, the second building is the first one on the corner was where the board office was, the second building adjacent to it was in use as the speaker said since

1935. I got married in 1965 and my wife began using that Mikvah in that year. It is almost 40 now since I have been married.

Theopia Green – you mentioned that you wanted to build up, will it be both buildings that you are building up? Mr. Rasmussen drew her attention to drawings of the building. Theopia Green – that is not what I want to know. I live two blocks away, I have friends living on the block, they never mentioned this building. What I want to know is this application of both buildings or for one building. Answer: they appear as two buildings, but legally and functionally it is one building.

Theopia – so why do you need to build up? Ms. Levitan – there are two buildings – one is three floors and one is two floors we would like to bring the two floor building up to the three floor building where we will have enough space to house everybody. The primary function of the building is individual baths. Theopia – so it is not the building on the corner it is the one next to it. Answer: yes.

Are there other such buildings? No this is the only one for women.

Ruby Hodge – inaudible ... am I to understand that this is a part of your culture. Answer – the differential treatment that is offered to religious organizations be they church or synagogue is not targeted to any particular group. It could be for example, say I would like to build the steeple of a church and use the demands of my Christian congregation to do it.

Chairman Goldstein thanked the presenters.

BUSINESS SESSION

The business session began with 29 members present.

Minutes of October 2008 Meeting

The minutes of the October 2008 meeting was presented for correction and adoption. Motion to accept the minutes was made by Jannie Johnson and seconded by Carl Morgan. The minutes were adopted.

District Manager's Report

District Manager Pearl Miles wished everyone a happy Thanksgiving. She also thanked Karen and Richard from the Municipal Art Society for the great job they are doing to enhance the land use issues that come before the board.

Committees' Reports

Youth Committee – Dion Ashman

Mr. Ashman reported that the committee was working on the joint speak-out for the youth. They are also working on updating the resource directory. Anyone with knowledge of organizations or services for the directory please contact the board office, or you can call him at 917-658-2608.

Chairman's Report

Rabbi Goldstein commended Ms. Miles for acquiring the services of the Municipal Art Society and thanked Karen and Richard for the services they are supplying to the community board, it makes a difference in the presentation of the board's agenda. They will be here every month to highlight the presentations. We are really progressing.

Theopia – now we need a microphone. Chairman – we are working on it. It is a Dept of Education budget item.

Eleanor Rollins – what constitutes a quorum? Chairman – the board currently stands at 45 members. Therefore one half plus one gives us a total of twenty three – that would be a quorum.

Removal of Bernice Woods

Chairman Goldstein reported that the Executive Committee met on Monday, November 24th 2008. There is a board member who was appointed to the board since June 2008. We have not seen that member as yet. Notices have been sent, she has yet to reply, her name is Bernice Woods. She was sent a letter regarding the matter. The committee met and voted for the removal of Bernice Woods from Community Board 9 due to lack of attendance at board meetings.

Motion for removal was seconded by Dr. Marco Mason. Voting for removal: 12 yes, 9 no's, 7 abstentions. Member was removed. The borough president will be notified of the board's actions.

Voting Items

Application #197-07-BZY 09 BSA 011K – Motion to support the variance application presented by Stuart A. Klein, Attorney at Law, was made by Nochum Gross and seconded by Allan Martin, Jr. There was no discussion on the motion. Voting: 8 yes, 18 no's, 0 abstentions. Motion was defeated.

Application #226-08-BZ – Motion to support the special permit application presented by Attorney Fredrick A. Becker, to waive the rear yard requirement along a district boundary at 172 Empire Blvd, Brooklyn, was made by Alan Martin, Jr., and seconded by (name inaudible). There was no discussion on the motion. Voting: 7 yes, 16 no's, 4 abstentions. Motion was defeated.

Application #235-08-BZ – Motion to support the special permit application presented by Attorney Eric Palatnik for a special permit to permit the enlargement of the existing Mikvah at 1508 Union Street, Brooklyn, was made by Allan Martin, Jr., and seconded by Carl Morgan. Discussion on the motion: was the community notified – yes. When was notification made? In advance of the hearing, I am unable to give a specific date. Voting – 21 yes, 5 no's, 1 abstention.

Adjournment

Motion to adjourn was made by Ruby Hodge and seconded by Frank Nicholas.

Respectfully submitted,
Shelia Foster-Golding
December 16, 2008