

DRAFT
MINUTES OF PUBLIC MEETING
New York City Loft Board Public Meeting Held at
22 Reade Street, Main Floor
Spector Hall

January 15, 2015

The meeting began at 2:05 p.m. The attendees were Chief Spadafora, Fire Department Representative; Gina Bolden-Rivera, Public Member; Chuck Delaney, Tenants' Representative; Elliott Barowitz, Public Member; Daniel Schachter, Public Member; LeAnn Shelton, Public Member and Chairperson Alexandra Fisher.

INTRODUCTION

Chairperson Fisher welcomed those present to the January 15, 2015 public meeting of the New York City Loft Board.

VOTE ON NOVEMBER 20, 2014 MINUTES

Motion: Ms. Shelton moved to accept the November 20, 2014 minutes. Ms. Bolden-Rivera seconded the motion.

Members Concurring: Chief Spadafora, Chairperson Fisher, Mr. Delaney, Ms. Bolden-Rivera, Mr. Barowitz, Mr. Schachter, Ms. Shelton (7)

Members Absent: Mr. Foggin (1)

REPORT OF EXECUTIVE DIRECTOR

Ms. Alexander reported that she previously sent the Board members the statistics showing the status of (1) total number of buildings in the Loft Board's jurisdiction, (2) legalization milestones of the buildings in the Loft Board's jurisdiction, (3) case status and (4) registration renewals. **Ms. Alexander** suggested that she provide a statistical report on cases every six months.

Mr. Delaney asked whether the chart provided to the Board members regarding the analysis of protected occupancy status was a public document. **Ms. Alexander** responded that she had created the chart to assist the Board in understanding Loft Board rule 2-09(b), but that the chart was not final, nor would she vouch for its accuracy. She reminded the Board that it should not be relied upon by anyone as a Loft Board document.

Ms. Alexander reported on the positive outcome of the Article 78 proceeding *Matter of Goins*, Loft Board Order No. 4209 (Sept. 26, 2013), that was recently decided in the Loft Board's favor by the Supreme Court. She also reported a recent Article 78 proceeding filed in the Supreme Court for IMD coverage, which alleges that the courts are exempt from the March 11, 2014 statute of limitations restriction for filing coverage applications.

Mr. Delaney asked whether there had been any discussion with the Department of Buildings staff regarding changing the appearance of the Loft Board's website to make it more up-to-date and accessible. **Ms. Alexander** stated that the information on the website is currently up to date and there are no plans at this time to have a Department of Buildings' personnel work on the website.

Mr. Delaney asked if the staff would provide information charting the progress of the cases that have been filed in the past few years. **Ms. Alexander** responded that she would supply this information at the next meeting.

DISCUSSION OF EXPIRING 2013 LOFT LAW PROVISIONS

Ms. Alexander reminded the Board that the purpose of the discussion on the expiring provisions was to provide the Chairperson of the Loft Board and the Mayor's Office with input from the Board members as to their individual views on any proposed changes in the Loft Law. She also stated that she and Ms. Fisher had discussed the ramifications of the expiration of these provisions with the Commissioner and the Mayor's staff.

Ms. Alexander again gave her personal view on the statute of limitations. **Mr. Delaney** stated that he was in accord with Ms. Alexander's viewpoint on this particular issue as he had previously shared with the Commissioner in a letter he sent at the end of the summer, a copy of which had been provided to the Board members.

Chairperson Fisher thanked Mr. Delaney again for his letter to the Commissioner and confirmed that she has spoken to the Commissioner several times about his suggestions. She stated that she would like to hear more feedback from the Board members before making specific recommendations to the Commissioner.

The Board members discussed the statute of limitations and having "rolling" legalization milestone compliance deadlines.

DISCUSSION AND VOTE ON SUMMARY CALENDAR CASES

1.	Anderson Rolf and Nicholas Rolf	17 Leonard Street	LI-0043
2.	166 Delancey LLC	102-104 Clinton Street	LS-0224
3.	166 Delancey LLC	102-104 Clinton Street	LS-0225
4..	Nancy Radloff	19-27 Jay Street, Brooklyn	TA-0200
5.	Laura Smith	80 Varick Street	TA-0201
6.	Sean Bluechel, Brian Gallagher, Fabienne Lasserre, Linda Gallagher and Ted Partin	360 Jefferson Street, Brooklyn	TH-0185
7.	Robert Sokolowsky	279 Church Street	TH-0194
8.	Robert Sokolowsky	279 Church Street	TN-0214
9.	Jennifer Banks	1236 Atlantic Avenue, Brooklyn	TR-0946
10.	Perla Nava	1236 Atlantic Avenue, Brooklyn	TR-1030

Motion: Mr. Delaney moved to accept the proposed orders. Mr. Schachter seconded the motion.

Members Concurring: Chief Spadafora, Chairperson Fisher, Mr. Delaney, Mr. Barowitz, Mr. Schachter, Ms. Shelton, Ms. Bolden-Rivera (7)

Members Absent: Mr. Foggin (1)

DISCUSSION AND VOTE ON MASTER CALENDAR CASES

11.	Brendan Behlke	80 Varick Street	PO-0001
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Motion: Ms. Shelton moved to accept the proposed order. Mr. Barowitz seconded the motion

Members Concurring: Chief Spadafora, Chairperson Fisher, Mr. Barowitz, Ms. Shelton, Ms. Bolden-Rivera (5)

Members Dissenting: Mr. Delaney (1)

Members Absent: Mr. Schachter, Mr. Foggin (2)

DISCUSSION AND VOTE ON MASTER CALENDAR CASE

12.	Doreen Gallo, Octavio Molina, Gayle Marriner-Smith	177 Water Street, Brooklyn	TR-1043
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Motion: Ms. Shelton moved to accept the proposed order. Chief Spadafora seconded the motion

Members Concurring: Chief Spadafora, Chairperson Fisher, Mr. Delaney, Mr. Barowitz, Ms. Bolden-Rivera, Ms. Shelton (6)

Members Absent: Mr. Schachter, Mr. Foggin (2)

DISCUSSION AND VOTE ON MASTER CALENDAR CASE

13	Various Tenants of 357 Bowery	357 Bowery	TR-1098
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Motion: Chief Spadafora moved to accept the proposed order. Mr. Barowitz seconded the motion

Members Concurring: Chief Spadafora, Chairperson Fisher, Mr. Barowitz, Ms. Shelton, Ms. Bolden-Rivera (5)

Members Dissenting: Mr. Delaney (1)

Members Absent: Mr. Foggin, Mr. Schachter (2)

DISCUSSION AND VOTE ON REMOVAL CALENDAR CASES

14.	126 Chambers Street Corporation	126 Chambers Street	LE-0569
15.	CJS Building & Development Corp.	27 Howard Street	LE-0633

Motion: Ms. Shelton moved to accept the proposed order. Ms. Bolden-Rivera seconded the motion

Members Concurring: Chief Spadafora, Chairperson Fisher, Mr. Barowitz, Mr. Delaney, Ms. Shelton, Ms. Bolden-Rivera (6)

Members Absent: Mr. Schachter, Mr. Foggin (2)

Chairperson Fisher concluded the January 15, 2015 Loft Board public meeting at 3:45 pm and thanked everyone for attending. The Loft Board will hold its next public meeting at Spector Hall, 22 Reade Street, on February 12, 2015 at 2 p.m.