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Environmental Committee
Community Board Ten
November 30, 2006

Present: Fran Vella-Marrone, Greg Ahl, Anna DeMetz, Mary Nolan, Joanne Seminara,
Larry Stelter

Excused: Judith Grimaldi

Absent: Elaine Guido, Stella Kokolis, Gloria Melnick

A quorum was met.

Guests Present: Josephine Beckman (District Manager), Alan Bortnick (CB 10 Member),
Stephanie Gevinco (Councilman Gentile), Eleanor Schiano (CB 10 Member), Ron Gross
(CB 10 Member), Eric Rouda (resident), Anthony Foti (Resident), Lillie Farrel (DEP),
Steve Burg (DEP), 68th Police Precinct Community Affairs Officers.

Meeting Location: Community Board Ten Office

The Meeting commenced at 7:10 PM and closed at 8:45PM.

The first matter addressed was the distribution of flyers on residential property. Many of
the meeting's attendees expressed their concerns including resulting litter, danger of
pedestrians slipping on wet flyers etc. Legislation (Intro. No. 196) was introduced in the
City Council to help to create a do not circulate registry that would be maintained by the
City. It also includes penalties for anyone who makes any unsolicited circular deliveries
to a consumer who is posted on the registry. The legislation has not been acted upon by
the City Council and although the committee supports it, the committee believes that it
needs to be more defined on how it will be enforce and administered including
identifying the city agency and commissioner who will be responsible for the registry.

A motion was passed to recommend that Community Board Ten write to the City Council
sponsors of the legislation and the City Council Committee responsible for the legislation
stating our support and asking that it be better defined in relation to administration and
enforcement.

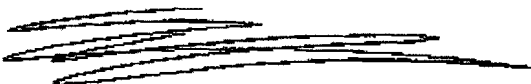
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The matter of illegal posting which was addressed at a previous committee meeting was readdressed. At the previous meeting, DSNY representatives were present and reported on the enforcement actions they were taking including the issuance of summonses. They also stated that if anyone should observe any illegal posting that they should not remove it but report the location to the DSNY via 311 or the Community Board and the DSNY will remove the posted materials and investigate the entities responsible for the posting. However, because many of the businesses that are fined are not legitimate, many of the summonses will go unpaid and judgments will go into default. Also, some businesses consider the summonses the price of doing business. In an effort to deter this type of activity, the committee passed a motion recommending that Community Board Ten write to the City Council asking that they pass legislation that would include the following:

- 1) Better enforcement of the judgments by the Environmental Control Board and the City Sheriff.
- 2) Suspend or revoke the driver's license and any other licenses of the business owner as well as take possession of the business owner's motor vehicle.
- 3) Make it the obligation of any BID to remove any illegal postings within its jurisdiction.

The final issue discussed at the meeting pertained to residential noise. The committee was informed by the DEP representative and the 68 Police Precinct representatives that the bulk of the enforcement is done by the Police Department. In most cases the police will try to reason with the parties involved and attempt to mediate the matter. However, if it is a chronic condition, they do have equipment to measure sound and will issue summonses and in some cases confiscate any equipment such as a sound system that is being used by the individuals creating the noise. The DEP does not have enough manpower to address these complaints in a timely manner. However, they can and do get involved in some cases. The average fines issued to individuals for noise violations is \$250.00.

Respectfully submitted,



Frances T. Vella-Marrone
Environmental Committee Chair