



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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BURT LAZARIN
Chair

JESSE R. BODINE
District Manager

July 31, 2019

Ed Pincar
Manhattan Borough Commissioner
NYC Department of Transportation
59 Maiden Lane, 37th Floor
New York, NY 10037

Re: Bus Layover Regulation on West 39th Street and Ninth Avenue

Dear Borough Commissioner Pincar,

Manhattan Community Board 4 (MCB4), at its July 24th Full Board meeting, by a vote of 35 in favor, 0 against, 0 abstaining and 0 present but not eligible to vote, requested that the bus layover parking regulation on West 39th Street at the northwest corner of Ninth Avenue be removed and returned to the previous regulation still showing on the Department of Transportation (DOT) website.

A "New Jersey Transit Bus layover 3 pm to 8 pm" regulation was installed on West 39th Street at the northwest corner of Ninth Avenue. There was no retail operation at this corner when the new regulation was installed. Since then, a business has moved in and commenced operation. Thus, the current bus parking regulation is not appropriate.

With the good weather, the wide garage doors of the restaurant stay open. A bus layover with buses arriving and leaving, idling for long periods of time, revving up their engines for five minutes each, is incompatible with patrons trying to eat and have a conversation; not to mention the exhaust fumes which permeate the interior of the establishment. For these reasons, the community had not recommended this space for a bus layover in the past.

The Hudson Yards Hell's Kitchen Alliance BID supports the owner of the establishment's request that the curb regulation be removed and no bus permitted to stop or layover at this location as it is detrimental to his business. As you are well aware, there are many empty storefronts in our district: it is our hope the city will support those retailers who are still in business and striving to succeed.

We were also surprised to see for the first time, the curbside parking dedicated to a given bus company or to New Jersey Transit, which enjoys Port Authority parking options. We expect NJ Transit to continue to operate within the footprint of the bus terminal properties and all bus companies that cannot get access to the parking lots should get equal access to the limited curbside space.

For all these reasons, we are requesting that you please remove this regulation from the North West corner of 39th Street and Ninth Avenue as soon as possible and return to the previous regulation until such point DOT brings this application to the MCB4 Transportation Planning Committee.

We hope that going forward, as you have done so successfully in the past, you will consult with the community in all relevant decisions to take advantage of our in-depth knowledge of local conditions.

Sincerely,



Burt Lazarin
Chair
Manhattan Community Board 4



Christine Berthet
Co-Chair
Transportation Planning Committee



Dale Corvino
Co-Chair
Transportation Planning Committee

Cc: Michael Lavery, Port Authority of New York and New Jersey