



ACCESS APPEALS COMMISSION
MINUTES
Regular Meeting Wednesday, May 28, 2008

1. CALL TO ORDER AND ROLL CALL

The meeting of the Access Appeals Commission was called to order by President Baltimore at 1:10 P.M.

COMMISSION MEMBERS PRESENT: Ms. Roslyn Baltimore, President
Mr. Walter Park, Vice-President
Ms. Alyce G. Brown
Mr. Arnie Lerner
Mr. Jurgen Dostert

COMMISSION MEMBERS ABSENT:

CITY REPRESENTATIVES: Ms. Elaine Warren, Deputy City Attorney
Mr. Neil Friedman, Secretary
Mr. Rick Halloran, Recording Secretary
Ms. Doris M. Levine, Reporter

Commissioner Baltimore noted that several of the commissioners had raised objections to being given support documentation for Appeal 08-05 at the meeting and not in advance of the meeting. She opened the floor for discussion or objections about this matter. After comment and questions by Commissioners Lerner and Park it was determined that the official AAC Rules may not have been amended to require advance submittal of additional support documentation and this may not be listed as a requirement in the brochure. President Baltimore asked the Secretary and the City Attorney to look into this and asked that it be calendared for vote at the next meeting.

2. REVIEW AND APPROVAL OF MINUTES:

(This item was postponed by President Baltimore until after item 4.)

President Baltimore opened discussion regarding the approval of minutes. Discussion was held pertaining to the number of minutes that need to be approved and whether they should be printed and provided to the Commission and public at each meeting.

Commissioner Park made a motion that the Commission approve the minutes of April 9, 2008.

The role was called;

Ms. Roslyn Baltimore, President	No
Mr. Walter Park, Vice-President	Yes
Ms. Alyce G. Brown	Yes
Mr. Arnie Lerner	No
Mr. Jurgen Dostert	Abstain

The motion did not pass.

It was resolved by President Baltimore that the approval of minutes be postponed until next meeting. It was further resolved that the recording secretary provide a draft copy to the commissioners and public of all minutes scheduled for approval at every meeting.

3. REVIEW OF COMMUNICATION ITEMS

(This item was postponed by President Baltimore until after item 4.)
No communication items.

4. CONTINUED APPEAL: Appeal No. 08-05

90 NEW MONTGOMERY STREET

Mr. Byron Kim of Hooks ASD presented a number of possible amended floor plans; labeled Plan A, Plan B and Plan C. The commissioners asked Mr. Kim questions about the various floor plans. The question of making recommendations for the entire building was raised and the Elaine Warren, Deputy City Attorney responded that the Commission could only make binding resolutions upon the scope of the permit in front of them. Several commissioners stated their preference for the Plan C layout for this floor. It was pointed out by Mr. Hooks that Plan C would be impractical for the second floor due to the fact that the restroom is located over the lobby and would require extensive ceiling work to re-route plumbing fixtures.

After a brief discussion of the 20% rule, Commissioner Park made a motion that the appeal be approved with the conditions that both the female and male restrooms comply with the Plan B male (left hand) restroom configuration and have an out swinging stall door with a 34 inch clear opening. This would reduce the fixture count by one per bathroom. An additional condition was added that there be added signage posted in the lobby giving direction to the accessible restroom(s).

Commissioner Park also stated that it was his wish to include in the resolution that it is the intention of the commission that the next application that is submitted for approval for 90 New Montgomery include a bathroom similar to Plan C and that all subsequent floor include a variation of Plan A. Commissioner Park acknowledged that this addition would not be binding but will provide in writing the intentions of the commission.

The motion was passed unanimously.

5. COMMISSIONERS' AND STAFFS' QUESTIONS AND COMMENTS:

President Baltimore thanked the Commission and the Building Department for their cards. The commission extended a welcome back to Commissioner Dostert.

6. PUBLIC COMMENT

There was no further public comment.

7. ADJOURNMENT:

Upon determination that there was no further public comment, Commissioner Baltimore moved for adjournment. Meeting was adjourned at 2:12 p.m.

Neil Friedman, Senior Building Inspector
Department of Building Inspection
Secretary to the Access Appeals Commission