



THE ASSEMBLY  
STATE OF NEW YORK  
ALBANY



JONATHAN L. BING  
73<sup>rd</sup> Assembly District

MICAH Z. KELLNER  
65<sup>th</sup> Assembly District

December 15, 2008

Meenakshi Srinivisaan  
Chair  
NYC Board of Standards and Appeals  
40 Rector Street, 9<sup>th</sup> Floor  
New York, NY 10006

Re: **BSA Calendar # 162-08-BZ;**  
**150 East 93<sup>rd</sup> Street, Manhattan**

Dear Chair Srinivisaan:

We are writing to request that the Board of Standards and Appeals deny BSA application 162-08-BZ, which would allow for the enlargement of an existing building at 150 East 93<sup>rd</sup> Street contrary to floor area and lot coverage regulations §23-145 and §35-31.

This building exists on a beloved block known as Marx Brothers Place. The remarkable collection of houses and gardens that line the street between Lexington and Third Avenues on East 93<sup>rd</sup> Street is unfortunately not included as part of the Carnegie Hill Historic District. Although the building is not subject to the more stringent restrictions of a historic district, we believe the application should be nonetheless denied.

The proposed enlargement is inappropriate in context with the surrounding area. One applicant's desire to build a penthouse should not supersede existing regulations that exist to prevent overdevelopment. The historical context and character of this block only serve to reinforce why these zoning restrictions are necessary.

Thank you for your attention to this matter.

Very truly yours,

Jonathan L. Bing  
Assembly Member

Micah Z. Kellner  
Assembly Member

cc: Manhattan Community Board 8  
S. Kathryn Hefti, Co-Chair 93rd Street Beautification Association