

put the proceeds in a trust fund - and use a small portion of it each year to fund outreach programs.

Silver - whose lawyer was Adam Leitman Bailey - is now looking for a building to buy. He's willing to rent only if he finds a storefront in a very busy shopping district.

He'd like to stay downtown, but will search all over the city for a new home. "I need to broaden my horizons," he said.

Lollipop licked?

The city's sale of the lollipop building is moving forward, despite a pending appeal of a preservationists' lawsuit.

Manhattan's borough board will vote Tuesday on whether to authorize the sale of famous - but not landmarked - 2 Columbus Circle, which got its nickname from its lollipop-shaped columns. The board is expected to give its approval, sources said. It's the final government action required before the controversial sale can take place.

The buyer, the Museum of Arts & Design, plans to tear down the building's white-marble facade - which infuriates preservationists. So does the board's scheduling of the vote in late summer, when many of the lollipop building's supporters are out of town.

"This is a dog-day sneak attack," said Landmark West's Kate Wood.

Consolation prize

High-rise apartment buildings are sprouting like sunflowers on the far western end of 42nd Street.

The newest to put down roots - or foundations - is Gary Barnett's 58-story project at 350 W. 42nd St. It will have 529 apartments.

Barnett owned another property across from the Port Authority Bus Terminal - but it was condemned for the New York Times headquarters that Bruce Ratner is building. Barnett's current project site, near the corner of Ninth Avenue, may not be quite as sexy a location but it's a nice consolation prize.

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