

# The New York City Council

*City Hall  
New York, NY 10007*



## Meeting Minutes

**Wednesday, August 25, 2010**

**9:45 AM**

**250 Broadway - Hearing Room, 14th Fl.**

### **Committee on Land Use**

*Leroy G. Comrie, Jr., Chair*

*Members: Maria del Carmen Arroyo, Charles Barron, Inez E. Dickens,  
Daniel R. Garodnick, Sara M. Gonzalez, Robert Jackson, Jessica S. Lappin,  
Rosie Mendez, Annabel Palma, Diana Reyna, Joel Rivera, James Sanders, Jr.  
Larry B. Seabrook, James Vacca, Albert Vann, Brad S. Lander, Stephen T. Levin,  
Mark S. Weprin, Jumaane D. Williams, Daniel J. Halloran III, Vincent M. Ignizio and Peter  
A. Koo*

Roll Call

**This was**

**Present:**

Comrie Jr., Arroyo, Barron, Dickens, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

**Absent:**

Lappin

**LU 0159-2010**

**Application no. C 100047 ZMM submitted by 401 Hotel REIT, LLC and 401 Commercial, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8d, by changing from a C4-4.5 District to a C6-6 District, Borough of Manhattan, Community District 5.**

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010

**This Land Use Application was Hearing Held by Committee**

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010

**A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.**

**Affirmative:** 19 -

Comrie Jr., Arroyo, Dickens, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Lander, Levin, Weprin, Halloran III, Ignizio and Koo

**Negative:** 1 -

Barron

**Abstain:** 2 -

Vann and Williams

**Absent:** 1 -

Lappin

**LU 0160-2010**

**Application no. N 100048 ZRM submitted by 401 Hotel REIT, LLC and 401 Commercial, L.P. pursuant to Section 201 of the New York City Charter, for amendment of the Zoning Resolution of the City of New York, concerning Article VIII, Chapter 1 (Special Midtown District) relating to the applications for modification of height and setback and mandatory plan elements for the 15 Penn Plaza proposal, Borough of Manhattan, Community District 5.**

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Land Use Calendar - Week of August 23 - August 27, 2010

**A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.**

**Affirmative:** 19 -

Comrie Jr., Arroyo, Dickens, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Lander, Levin, Weprin, Halloran III, Ignizio and Koo

**Negative:** 1 -

Barron

**Abstain:** 2 -

Vann and Williams

**Absent:** 1 -

Lappin

LU 0161-2010

**Application no. C 100049 ZSM submitted by 401 Hotel REIT, LLC and 401 Commercial, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 81-066 (b) and 81-254 of the Zoning Resolution in connection with a proposed commercial development on property located at 15 Penn Plaza (Block 808, Lot 40, 1001 and 1002). This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

**Attachments:** Land Use Calendar - Week of August 23 - August 27, 2010

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Land Use Calendar - Week of August 23 - August 27, 2010

**A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.**

**Affirmative:** 19 -

Comrie Jr., Arroyo, Dickens, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Lander, Levin, Weprin, Halloran III, Ignizio and Koo

**Negative:** 1 -

Barron

**Abstain:** 2 -

Vann and Williams

**Absent:** 1 -

Lappin

LU 0162-2010      **Application no. C 100050 ZSM submitted by 401 Hotel REIT, LLC and 401 Commercial, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 81-541 and 74-634 of the Zoning Resolution to allow a floor area bonus for mass transit facility improvements, in connection with a proposed commercial development on property located at 15 Penn Plaza (Block 808, Lots 40, 1001 and 1002) in a C6-6 District. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

**Attachments:** Land Use Calendar - Week of August 23 - August 27, 2010

**This Land Use Application was Hearing Held by Committee**

**Attachments:** Land Use Calendar - Week of August 23 - August 27, 2010

**A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.**

**Affirmative:** 19 -

Comrie Jr., Arroyo, Dickens, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Lander, Levin, Weprin, Halloran III, Ignizio and Koo

**Negative:** 1 -

Barron

**Abstain:** 2 -

Vann and Williams

**Absent:** 1 -

Lappin

LU 0163-2010      **Application no. C 100237 PQM, submitted by the Department of Citywide Administrative Services, pursuant to §197-c of the New York City Charter, for the acquisition of permanent easements bounded by Sixth and Seventh avenues, West 32nd and West 33rd streets (Block 808, Lots 40, 1001 and 1002), to facilitate mass transit improvements, Community District 5, Borough of Manhattan. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d (b)(2) of the Charter or called up by vote of the Council pursuant to §197-d (b)(3) of the Charter.**

**Attachments:** Land Use Calendar - Week of August 23 - August 27, 2010

**This Land Use Application was Hearing Held by Committee**

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**A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.**

**Affirmative:** 19 -

Comrie Jr., Arroyo, Dickens, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Lander, Levin, Weprin, Halloran III, Ignizio and Koo

**Negative:** 1 -

Barron

**Abstain:** 2 -

Vann and Williams

**Absent:** 1 -

Lappin