

The New York City Council

Council Agenda

Stated Meeting

August 03, 2023

1:30 PM

Council Chambers - City Hall

1. Roll Call

ROLL CALL

2. Invocation

INVOCATION - Delivered by: Reverend Derrick Shahem Johnson Sr., Founder and Pastor, The Black Liberation Church located at 91 Claremont Avenue, New York, NY 10027.

Motion to spread the Invocation in full upon the record by Council Member Abreu.

3. Adoption of Minutes

ADOPTION OF MINUTES - Motion that the Minutes of the Stated Meeting of June 30, 2023 be adopted as printed by Council Member Ossé.

4. Messages & Papers from the Mayor

MESSAGES & PAPERS FROM THE MAYOR - None

5. Communications from City, County & Borough Offices

COMMUNICATIONS FROM CITY, COUNTY & BOROUGH OFFICES - None

6. Petitions and Communications

PETITIONS AND COMMUNICATIONS - None

7. Land Use Call-Ups

LAND USE CALL-UPS

M 0172-2023 **Zoning, 893 Eagle Avenue Rezoning, Bronx (C 220336 ZSX, C 220334 ZMX and N 220335 ZRX)**

By The Chair of the Land Use Committee (Council Member Salamanca)

Pursuant to Sections 11.20(b-d) of the Council Rules and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the action of the City Planning Commission on Application No. C 220336 ZSX (893 Eagle Avenue Rezoning) shall be subject to Council review. This item is related to Application Nos. C 220334 ZMX and N 220335 ZRX.

8. Communication from the Speaker

COMMUNICATION FROM THE SPEAKER

9. Discussion of General Orders

DISCUSSION OF GENERAL ORDERS

10. Reports of Special Committees

REPORTS OF SPECIAL COMMITTEES - None

11. Reports of Standing Committees

REPORTS OF STANDING COMMITTEES

Report of the Committee on Consumer and Worker Protection

REPORT OF THE COMMITTEE ON CONSUMER AND WORKER PROTECTION

Int 0031-2022-C Sidewalk cafes and roadway cafes.

A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to granting licenses and revocable consents for sidewalk cafes and roadway cafes, to repeal subchapter 6 of chapter 2 of title 20 of such administrative code, relating to granting licenses and revocable consents for sidewalk cafes, to amend section 2 of local law number 114 for the year 2020, relating to the establishment of a permanent outdoor dining program, in relation to the commencement of such program, and to amend section 1 of local law number 77 for the year 2020, relating to establishing a temporary outdoor dining program, in relation to the expiration of such program

Amended and Coupled on General Orders

Report of the Committee on Finance

REPORT OF THE COMMITTEE ON FINANCE

Res 0726-2023 Approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Preconsidered - Coupled on General Orders

Report of the Committee on Housing and Buildings

REPORT OF THE COMMITTEE ON HOUSING AND BUILDINGS

Int 0005-2022-A Records of lead-based paint investigations.

A Local Law to amend the administrative code of the city of New York, in relation to records of lead-based paint investigations

Amended and Coupled on General Orders

Int 0006-2022-A Remediation of lead-based paint in dwelling units in multiple dwellings.

A Local Law to amend the administrative code of the city of New York, in relation to the remediation of lead-based paint in dwelling units in multiple dwellings

Amended and Coupled on General Orders

Int 0384-2022-A Creation of an office of the homeowner advocate within the department of housing preservation and development.

A Local Law to amend the New York city charter, in relation to the creation of an office of the homeowner advocate within the department of housing preservation and development

Amended and Coupled on General Orders

Int 0689-2022-A Elimination of permit and or filing fees for green building projects undertaken on one to three family homes.

A Local Law to amend the administrative code of the city of New York, in relation to elimination of permit and or filing fees for green building projects undertaken on one to three family homes

Amended and Coupled on General Orders

Int 0750-2022-A Proactive identification and inspection of multiple dwellings where children are at risk of lead poisoning.

A Local Law to amend the administrative code of the city of New York, in relation to the proactive identification and inspection of multiple dwellings where children are at risk of

lead poisoning
Amended and Coupled on General Orders

Report of the Committee on Land Use

REPORT OF THE COMMITTEE ON LAND USE

- Res 0733-2023** **LU 239 - Zoning, Ocean Crest Rezoning, Queens (C 230041 ZMQ)**
- Resolution approving the decision of the City Planning Commission on ULURP No. C 230041 ZMQ, a Zoning Map amendment (L.U. No. 239).
Coupled on General Orders
- Res 0734-2023** **LU 240 - Zoning, Ocean Crest Rezoning, Queens (N 230042 ZRQ)**
- Resolution approving the decision of the City Planning Commission on Application No. N 230042 ZRQ, for an amendment of the text of the Zoning Resolution (L.U. No. 240).
Coupled on General Orders
- Res 0735-2023** **LU 241 - Zoning, 7120 New Utrecht Avenue Rezoning, Brooklyn (C 230001 ZMK)**
- Resolution approving the decision of the City Planning Commission on ULURP No. C 230001 ZMK, a Zoning Map amendment (L.U. No. 241).
Coupled on General Orders
- Res 0736-2023** **LU 242 - Zoning, 7120 New Utrecht Avenue Rezoning, Brooklyn (N 230002 ZRK)**
- Resolution approving the decision of the City Planning Commission on Application No. N 230002 ZRK, for an amendment of the text of the Zoning Resolution (L.U. No. 242).
Coupled on General Orders

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- LU 0243-2023** **Zoning, 1160 Flushing Avenue, Brooklyn (C 210314 ZMK)**
- Application number C 210314 ZMK (1160 Flushing Avenue) submitted by 1160 Flushing Avenue, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 13b, changing from an M1-1 District to an M1-5 District, Borough of Brooklyn, Community District 4, Council District 34.
Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.
- Res 0737-2023** **LU 244 - Zoning, 56 William Avenue, Staten Island (N 230068 ZRR)**
- Resolution approving the decision of the City Planning Commission on Application No. N 230068 ZRR, for an amendment of the text of the Zoning Resolution (L.U. No. 244).
Coupled on General Orders
- Res 0738-2023** **LU 247 - Landmarks, Linden Street Historic District, Brooklyn (N 230353 HKK)**
- Resolution affirming the designation by the Landmarks Preservation Commission of the Linden Street Historic District, Borough of Brooklyn, Designation List No. 531, LP-2665 (Preconsidered L.U. No. 247; N 230353 HKK).
Preconsidered - Coupled on General Orders
- Res 0739-2023** **LU 248 - Landmarks, (Former) Colored School No. 4, Manhattan (N 230362 HIM)**
- Resolution affirming the designation by the Landmarks Preservation Commission of the (Former) Colored School No. 4 located at 128 West 17th Street (Tax Map Block 792, Lot 53), Borough of Manhattan, Designation List No. 532, LP-2659 (Preconsidered L.U. No. 248; N 230362 HIM).
Preconsidered - Coupled on General Orders

Res 0740-2023 **LU 249 - Landmarks, New 696-Seat Primary School Facility, Queens (G 230029 SCQ)**

Resolution approving the site plan for a new, approximately 696-Seat Primary School Facility, located at 120-08 Jamaica Avenue (Block 9330, Lots 1, 8, 10, and 12), Community District 9, Borough of Queens (Non-ULURP No. G 230029 SCQ; Preconsidered L.U. No. 249).

Preconsidered - Coupled on General Orders

Report of the Committee on Transportation and Infrastructure

REPORT OF THE COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE

Int 0289-2022-A **Requiring the department of transportation to develop a map of bicycle infrastructure conditions.**

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of transportation to develop a map of bicycle infrastructure conditions

Amended and Coupled on General Orders

12. General Orders Calendar

GENERAL ORDERS CALENDAR

Res 0741-2023 **LU 243 - Zoning, 1160 Flushing Avenue, Brooklyn (C 210314 ZMK)**

Coupled on General Orders

T2022-0001 **Commissioner of Deeds**

Coupled on General Orders

Coupled on General Orders Calendar

COUPLED ON GENERAL ORDERS CALENDAR

Consumer and Worker Protection

CONSUMER AND WORKER PROTECTION

Int 0031-2022-C Sidewalk cafes and roadway cafes.
A and GO

Finance

FINANCE

Res 0726-2023 Approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.
Preconsidered – GO

Housing and Buildings

HOUSING AND BUILDINGS

Int 0005-2022-A Records of lead-based paint investigations.
A and GO

Int 0006-2022-A Remediation of lead-based paint in dwelling units in multiple dwellings.
A and GO

Int 0384-2022-A Creation of an office of the homeowner advocate within the department of housing preservation and development.
A and GO

Int 0689-2022-A Elimination of permit and or filing fees for green building projects undertaken on one to three family homes.
A and GO

Int 0750-2022-A Proactive identification and inspection of multiple dwellings where children are at risk of lead poisoning.
A and GO

Land Use

LAND USE

- Res 0733-2023** **LU 239 - Zoning, Ocean Crest Rezoning, Queens (C 230041 ZMQ)**
GO
- Res 0734-2023** **LU 240 - Zoning, Ocean Crest Rezoning, Queens (N 230042 ZRQ)**
GO
- Res 0735-2023** **LU 241 - Zoning, 7120 New Utrecht Avenue Rezoning, Brooklyn (C 230001 ZMK)**
GO
- Res 0736-2023** **LU 242 - Zoning, 7120 New Utrecht Avenue Rezoning, Brooklyn (N 230002 ZRK)**
GO
- Res 0737-2023** **LU 244 - Zoning, 56 William Avenue, Staten Island (N 230068 ZRR)**
GO
- Res 0738-2023** **LU 247 - Landmarks, Linden Street Historic District, Brooklyn (N 230353 HKK)**
Preconsidered – GO
- Res 0739-2023** **LU 248 - Landmarks, (Former) Colored School No. 4, Manhattan (N 230362 HIM)**
Preconsidered – GO
- Res 0740-2023** **LU 249 - Landmarks, New 696-Seat Primary School Facility, Queens (G 230029 SCQ)**
Preconsidered – GO

Transportation and Infrastructure

TRANSPORTATION AND INFRASTRUCTURE

Int 0289-2022-A **Requiring the department of transportation to develop a map of bicycle infrastructure conditions.**
A and GO

General Orders Calendar**GENERAL ORDERS CALENDAR**

Res 0741-2023 **LU 243 - Zoning, 1160 Flushing Avenue, Brooklyn (C 210314 ZMK)**
GO

T2022-0001 **Commissioner of Deeds**
GO

13. Introduction & Reading of Bills**See Attached**

INTRODUCTION & READING OF BILLS (SEE BELOW)

14. Discussion of Resolutions

DISCUSSION OF RESOLUTIONS

15. Resolutions

RESOLUTIONS

Res **Fair College Admissions Act (A.1423-A/S.1470-A)**
0237-2022-A

Resolution calling on the New York State Legislature to pass, and the Governor to sign, the Fair College Admissions Act (A.1423-A/S.1470-A), which would prohibit legacy admissions preferences at undergraduate institutions in New York State.

Amended and Adopted by the Committee on Higher Education

Res 0694-2023-A Alliance of Motion Pictures and Television Producers to engage in good faith negotiations that will result in a fair contract for all Writers Guild of America members.

Resolution calling upon the Alliance of Motion Pictures and Television Producers to engage in good faith negotiations that will result in a fair contract for all Writers Guild of America members.

Amended and Adopted by the Committee on Civil Service and Labor

Res 0729-2023 Expressing unwavering support of striking SAG-AFTRA members in their pursuit of a fair and just contract.

Resolution expressing unwavering support of striking SAG-AFTRA members in their pursuit of a fair and just contract.

Preconsidered - Adopted by the Committee on Civil Service and Labor

16. General Discussion

GENERAL DISCUSSION

17. Extension of Remarks

EXTENSION OF REMARKS

INTRODUCTION AND READING OF BILLS

INTRODUCTION AND READING OF BILLS

Res 0723-2023 *By Council Member Abreu*

Resolution calling on the New York State Legislature to pass, and New York State voters to approve, S.2562/A.330, which would amend the State Constitution to lower the voting age for state and local elections to 16.

Governmental Operations

Res 0724-2023

By Council Member Avilés

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, A1361/S458, in relation to defining community significant projects and including such projects in the excelsior jobs program.

Public Housing

Res 0725-2023

By Council Member Avilés

Resolution calling on the New York City Housing Authority to require caretakers to obtain the Site Safety Training Card.

Public Housing

Res 0726-2023

By Council Member Brannan

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Preconsidered - Finance

Int 1135-2023

By Council Members Brewer and Ayala

A Local Law in relation to the establishment of a Wards Island affordable housing task force

Housing and Buildings

Int 1136-2023

By Council Member Brooks-Powers

A Local Law in relation to a study on structural loadbearing capacity of parking garages

Housing and Buildings

Int 1137-2023

By Council Member Brooks-Powers

A Local Law to amend the administrative code of the city of New York, in relation to weight limits for parking structures

Housing and Buildings

Int 1138-2023

By Council Member Brooks-Powers

A Local Law to amend the administrative code of the city of

New York, in relation to sign language public service announcements for persons who are deaf or hard of hearing on LinkNYC kiosks

Technology

Res 0727-2023

By Council Members Cabán and Abreu

Resolution calling on the New York State Legislature to pass, and the Governor to sign, S.6350-B/A.6873-B, the "Freedom to Read Act," to require the Commissioner of the New York State Education Department, school districts, and school library systems to develop policies to ensure that school libraries and library staff are empowered to curate and develop collections that provide students with access to the widest array of developmentally appropriate materials available.

Education

Int 1139-2023

By Council Member Farías

A Local Law to amend the administrative code of the city of New York, in relation to advertising on the interior of for-hire vehicles

Transportation and Infrastructure

Int 1140-2023

By Council Members Farías and Abreu

A Local Law to amend the administrative code of the city of New York, in relation to increased penalties for department of buildings violations issued to parking structures

Housing and Buildings

Res 0728-2023

By Council Member Farías

Resolution calling on the New York State Legislature to pass, and the Governor to sign, legislation that would create a linkage fee for large scale residential or commercial projects, and create a trust that would receive this fee to fund job training, education and employment programs.

Economic Development

Res 0729-2023 *By Council Members Fariás, De La Rosa, Dinowitz, Sanchez, Brewer, Cabán, Velázquez, Nurse, Menin, Hanif, Krishnan, Louis, Bottcher, Brooks-Powers, Ossé, Powers and The Public Advocate (Mr. Williams)*

Resolution expressing unwavering support of striking SAG-AFTRA members in their pursuit of a fair and just contract.

Preconsidered - Civil Service and Labor

Int 1141-2023 *By Council Members Feliz, Marte, Nurse and Abreu*

A Local Law to amend the administrative code of the city of New York, in relation to the creation of a boilerplate annual checklist for parking garage inspections prior to initial annual condition inspections

Housing and Buildings

Int 1142-2023 *By Council Members Feliz, Hanks, Fariás and Narcisse*

A Local Law to amend the administrative code of the city of New York, in relation to police department tow pound capacity

Public Safety

Int 1143-2023 *By Council Member Gennaro*

A Local Law to amend the administrative code of the city of New York, in relation to increasing civil penalties for operating a bicycle, bicycle with electric assist, or electric scooter on the sidewalk

Transportation and Infrastructure

Res 0730-2023 *By Council Member Gennaro*

Resolution supporting the mission and growth of the Climate Museum.

Environmental Protection, Resiliency and Waterfronts

Int 1144-2023 *By Council Members Gutiérrez and Avilés*

A Local Law to amend the administrative code of the city of

New York, in relation to requiring building owners to provide information on elected officials to tenants in multiple dwellings

Housing and Buildings

Res 0731-2023 *By Council Members Gutiérrez and Velázquez*

Resolution calling on the State to pass, and the Governor to sign, Senate Bill S2424, a bill that would include sporting events within the definition of places of public entertainment and amusement for purposes of prohibiting wrongful ejection or refusal of admission.

Civil and Human Rights

Int 1145-2023 *By Council Members Hanif and Ayala*

A Local Law to amend the New York city charter, in relation to reporting on emergency congregate housing

General Welfare

Int 1146-2023 *By Council Member Holden (by request of the Queens Borough President)*

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting the use of plywood to secure vacant buildings

Housing and Buildings

Int 1147-2023 *By Council Member Holden (by request of the Queens Borough President)*

A Local Law to amend the administrative code of the city of New York, in relation to requiring owners of vacant residential properties undergoing foreclosure to post bonds for maintenance purposes

Housing and Buildings

Int 1148-2023 *By Council Member Hudson*

A Local Law to amend the administrative code of the city of New York, in relation to increasing the frequency of parking

structure inspections

Housing and Buildings

Int 1149-2023 *By Council Member Kagan*

A Local Law to amend the administrative code of the city of New York, in relation to requiring street sweepers to operate with an adequate supply of water

Sanitation and Solid Waste Management

Int 1150-2023 *By Council Member Marte*

A Local Law in relation to establishing a New York city freedom trail task force

Cultural Affairs, Libraries and International Intergroup Relations

Int 1151-2023 *By Council Members Menin, Restler, Brooks-Powers, Rivera, Won, Narcisse and Hanks*

A Local Law to amend the administrative code of the city of New York, in relation to the installation of solar-powered crosswalks

Transportation and Infrastructure

Res 0732-2023 *By Council Members Menin and Holden*

Resolution recognizing June 6 annually as D-Day Remembrance Day in the City of New York in honor of the courage and sacrifice of the Allied soldiers on the Normandy beaches in France.

Veterans

Int 1152-2023 *By Council Members Nurse, Cabán and Farías*

A Local Law to amend the New York city charter, in relation to requiring the office of urban agriculture to create and implement a plan to convert unused industrial areas to urban agriculture sites

Economic Development

Int 1153-2023

By Council Members Nurse, Hanif, Ossé, Restler and Cabán

A Local Law to amend the administrative code of the city of New York, in relation to requiring monthly reports on removals of individuals experiencing homelessness and the outcomes for those individuals

General Welfare

Int 1154-2023

By Council Members Nurse, Fariás and Joseph

A Local Law to amend the New York city charter, in relation to a long-term citywide bathroom strategy

Governmental Operations

Int 1155-2023

By The Public Advocate (Mr. Williams) and Council Member Dinowitz

A Local Law to amend the administrative code of the city of New York, in relation to requiring the 311 customer service center to accept requests for service and complaints using video call functionality

Technology

Int 1156-2023

By Council Members Restler and Brewer

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting ice cream trucks from using generators or engines powered by carbon-based fuel to provide electricity for food equipment

Environmental Protection, Resiliency and Waterfronts

Int 1157-2023

By Council Member Riley

A Local Law in relation to renaming a park in the Borough of the Bronx, Marcus Garvey Square, and to amend the official map of the city of New York accordingly

Parks and Recreation

Int 1158-2023

By Council Member Riley

A Local Law to amend the administrative code of the city of

New York, in relation to accessibility for the deaf, hard of hearing, or deaf-blind community in the implementation of text-to-911

Technology

LU 0247-2023

By Council Member Salamanca Jr.

Application number N 230353 HKK (Linden Street Historic District, DL-531/LP-2665) submitted by the Landmarks Preservation Commission, pursuant to the provisions of Section 3020 of the Charter of the City of New York and Chapter 3 of Title 25 of the Administrative Code of the City of New York, for the historic district designation of the Linden Street Historic District, Borough of Brooklyn, Community District 4, Council District 34.

Preconsidered - Landmarks, Public Sitings and Dispositions

LU 0248-2023

By Council Member Salamanca Jr.

Application number N 230362 HIM ((Former) Colored School No. 4, DL-532/LP-2659) submitted by the Landmarks Preservation Commission, pursuant to the provisions Section 3020 of the Charter of the City of New York and Chapter 3 of Title 25 of the Administrative Code of the City of New York, for the designation of the (Former) Colored School No. 4, located at 128 West 17th Street (Tax Map Block 792, Lot 53), Borough of Manhattan, Community District 4, Council District 3.

Preconsidered - Landmarks, Public Sitings and Dispositions

LU 0249-2023

By Council Member Salamanca Jr.

Application number G 230029 SCQ (Approximately 696-Seat Primary School Facility) pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 696-seat primary school facility, located at 120-08 Jamaica Avenue (Block 9330, Lots 1, 8, 10, and 12), Borough of Queens, Community District 9, Council District 29, Community

School District 27.

Preconsidered - Landmarks, Public Sitings and Dispositions

LU 0250-2023

By Council Member Salamanca Jr.

Application number C 220334 ZMX (893 Eagle Avenue Rezoning) submitted by the Housing Options and Geriatric Association Resources, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6c, changing from an R6 District to a R7-2 District, Borough of the Bronx, Community District 3, Council District 17.

Zoning and Franchises

LU 0251-2023

By Council Member Salamanca Jr.

Application number N 220335 ZRX (893 Eagle Avenue Rezoning) submitted by Housing Options and Geriatric Association Resources, Inc. (H.O.G.A.R., Inc.), pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of the Bronx, Community District 3, Council District 17.

Zoning and Franchises

LU 0252-2023

By Council Member Salamanca Jr.

Application number C 220336 ZSX (893 Eagle Avenue Rezoning) submitted by the Housing Options and Geriatric Association Resources, Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-903 of the Zoning Resolution to modify the requirements of 24-111 (Maximum Floor Area Ratio for Certain Community Facility Uses) to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage) to apply to a non-profit institution with sleeping accommodations, in connection with a proposed 11-story

building on property located at 893 Eagle Avenue (Block 2620, Lots 49, 50, 52 & 56), in an R7-2* District, Borough of the Bronx, Community District 3, Council District 17.

Zoning and Franchises

LU 0253-2023

By Council Member Salamanca Jr.

Application number C 230117 ZMK (1233 57th Street Rezoning) submitted by 1233-57 St., LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 22c, by changing from an R5 District to an R6A District, Borough of Brooklyn, Community District 12, Council District 44.

Zoning and Franchises

LU 0254-2023

By Council Member Salamanca Jr.

Application number N 230118 ZRK (1233 57th Street Rezoning) submitted by 1233-57 St., LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Brooklyn, Community District 12, Council District 44.

Zoning and Franchises