



COUNCIL OF THE CITY OF NEW YORK

**CALENDAR
OF THE
LAND USE COMMITTEE
FOR THE WEEK OF OCTOBER 3, 2016 - OCTOBER 7, 2016**

DAVID G. GREENFIELD, *Chair*, Land Use Committee

DONOVAN J. RICHARDS, *Chair*, Subcommittee on Zoning and Franchises

PETER KOO, *Chair*, Subcommittee on Landmarks, Public Siting
and Maritime Uses

INEZ DICKENS, *Chair*, Subcommittee on Planning, Dispositions
and Concessions

<http://legistar.council.nyc.gov/Calendar.aspx>

SUBCOMMITTEE ON ZONING AND FRANCHISES

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the **Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007**, commencing at **9:30 A.M., Wednesday, October 5, 2016**:

L.U. No. 470

REEF

QUEENS - CB 6

20175051 TCQ

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of 10802 72nd Rest, LLC, d/b/a Reef, for a new revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 108-02 72nd Avenue.

L.U. No. 471

HAPPY COOKING BISTRO

MANHATTAN - CB 2

20165243 TCM

Application pursuant to Section 20-225 of the Administrative Code of the City of New York, concerning the petition of Happy Cooking Bistro, LLC, d/b/a Happy Cooking Bistro, for a new revocable consent to establish, maintain and operate an enclosed sidewalk café located at 322 Spring Street.

L.U. NOS. 472, 473, AND 474 ARE RELATED

L.U. No. 472

141 WILLOUGHBY STREET REZONING

BROOKLYN - CB 2

C 160030 ZMK

Application submitted by 385 Gold Property Investors IIA, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16c:

1. changing from a C6-1 District to a C6-6 District property bounded by Willoughby Street, Gold Street, a line 200 feet northerly of Willoughby Street, and Flatbush Avenue Extension; and
2. changing from a C6-4 District to a C6-6 District property bounded by Gold Street and its northerly centerline prolongation, a line 320 feet northerly of Willoughby Street, Flatbush Avenue Extension, and a line 200 feet northerly of Willoughby Street.

L.U. No. 473

141 WILLOUGHBY STREET REZONING

BROOKLYN - CB 2

C 160054 MMK

Application submitted by The New York City Department of Housing Preservation and Development and The New York City Economic Development Corporation, LLC pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 *et seq.* of the New York City Administrative Code for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a portion of Flatbush Avenue Extension at its intersection with Gold Street; and
- the adjustment of grades and block dimensions necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map Nos. X-2745 and X-2746 dated April 1, 2016 and signed by the Borough President.

L.U. No. 474

141 WILLOUGHBY STREET REZONING

BROOKLYN - CB 2

N 160029 ZRK

Application for an amendment to the Zoning Resolution submitted by 385 Gold Property Investors IIA, LLC, modifying X, Chapter 1 (Special Downtown Brooklyn District) to add a C6-6 District and update its bulk and envelope regulations, and modifying Appendix F (Inclusionary Housing Designated Areas) to add a Mandatory Inclusionary Housing Area to the proposed project area in the Borough of Brooklyn, Community District 2.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

ARTICLE X:

SPECIAL PURPOSE DISTRICTS

Chapter 1

Special Downtown Brooklyn District

* * *

101-20

SPECIAL BULK REGULATIONS

101-21

Special Floor Area and Lot Coverage Regulations

R7-1 C6-1 C6-4.5 C6-6

* * *

(d) In C6-6 Districts

In C6-6 Districts, the maximum permitted #floor area ratio# for #commercial# or #community facility uses# shall be 18.0.

* * *

101-222

Standard height and setback regulations

C2-4/R7-1 C6-1 C6-4.5 C6-6

In the districts indicated, except C6-1A Districts, a #building or other structure# shall not exceed the applicable maximum #building# height set forth in the table in this Section. Furthermore, any portion of a #building or other structure# that exceeds the applicable maximum base height shall be set back at least 10 feet from a #wide street line# and at least 15 feet from a #narrow street line#.

MAXIMUM BASE HEIGHTS AND MAXIMUM BUILDING HEIGHTS IN C2-4/R7-1, C6-1, ~~AND~~ C6-4.5 AND C6-6 DISTRICTS

District	Maximum Base Height		Maximum #Building# Height	
	Beyond 100 feet of a #wide street#	Within 100 feet of a #wide street#	Beyond 100 feet of a #wide street#	Within 100 feet of a #wide street#
* * *	* * *	* * *	* * *	* * *
C6-4.5 <u>C6-6</u>	125	150	250	250

101-223

Tower regulations

C5-4 C6-1 C6-4 C6-6

In the districts indicated, except C6-1A Districts, the provisions of this Section shall apply as an alternative to the provision of Section 101-222 (Standard height and setback regulations).

* * *

(b) Setback requirements for #commercial# or #community facility# towers

For #buildings# that contain #commercial# or #community facility floor area# above a height of 85 feet, a setback is required for all portions of such #buildings# that exceed a height of 85 feet.

For #zoning lots# that do not exceed a #lot area# of 15,000 square feet, such portions of buildings# shall be set back at least 10 feet from a #wide street line# and at least 15 feet from a #narrow street line#. For #zoning lots# that exceed an area of 15,000 square feet, such portions shall be set back at least 20 feet from any #street line#.

However, setbacks shall not be required for any portion of a #building# fronting upon the south side of Willoughby Street between Gold Street and the Flatbush Avenue Extension, or upon that portion of the Flatbush Avenue Extension between Willoughby Street and DeKalb Avenue within 250 feet of Willoughby Street, or for any #building# fronting upon the north side of Willoughby Street between Gold Street and the Flatbush Avenue Extension, provided that this exemption shall not be applicable to portions of #buildings# above 85 feet that contain #residential floor area#.

* * *

(d) Maximum #building# height

In C6-1 Districts, the maximum height of a #building or other structure# shall be 495 feet. No height limit shall apply within a C5-4, ~~or C6-4~~ or C6-6 District.

* * *

101-40

MANDATORY DISTRICT PLAN ELEMENTS

101-41

Special Street Wall Location Regulations

Map 4 (Street Wall Continuity and Mandatory Sidewalk Widening) in Appendix E of this Chapter specifies locations where the special #street wall# location regulations of

this Section apply. However, such regulations shall not apply along the #street# frontage of that portion of any #zoning lot# occupied by existing #buildings# to remain.

* * *

(d) All other areas

On all other #streets# shown on Map 4, at least 70 percent of the #aggregate width of street walls# of any #building# shall be located within eight feet of the #street line# and extend to at least a height of 40 feet in R7-1 Districts mapped within C2-4 Districts and at least a height of 60 feet in all other districts, or the height of the #building#, whichever is less, except that on #corner lots#, no #street wall# shall be required within 100 feet of the intersection of two #street lines# where the interior angle formed by such intersecting #street lines# is 45 degrees or less. However, such regulations shall not apply to any #building# fronting upon the north side of Willoughby Street between Gold Street and the Flatbush Avenue Extension.

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

BROOKLYN

* * *

Brooklyn Community District 2

* * *

In the R10 District within the area shown on the following Map 5:

Map 5 - (date of adoption)

[PROPOSED MAP]



■ Mandatory Inclusionary Housing Area (MIHA) see Section 23-154(d) (3)
Area 1 (date of adoption) – MIH Program Option 2

Portion of Community District 2, Brooklyn

* * *

L.U. NOS. 475 AND 476 ARE RELATED

L.U. No. 475

EAST 147TH STREET REZONING

BRONX - CB 1

N 160250 ZRX

Application submitted by MLK Plaza, LLC pursuant to Sections 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to establish a Mandatory Inclusionary Housing area in Community District 1, Borough of the Bronx.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

* * *

APPENDIX F

Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

* * *

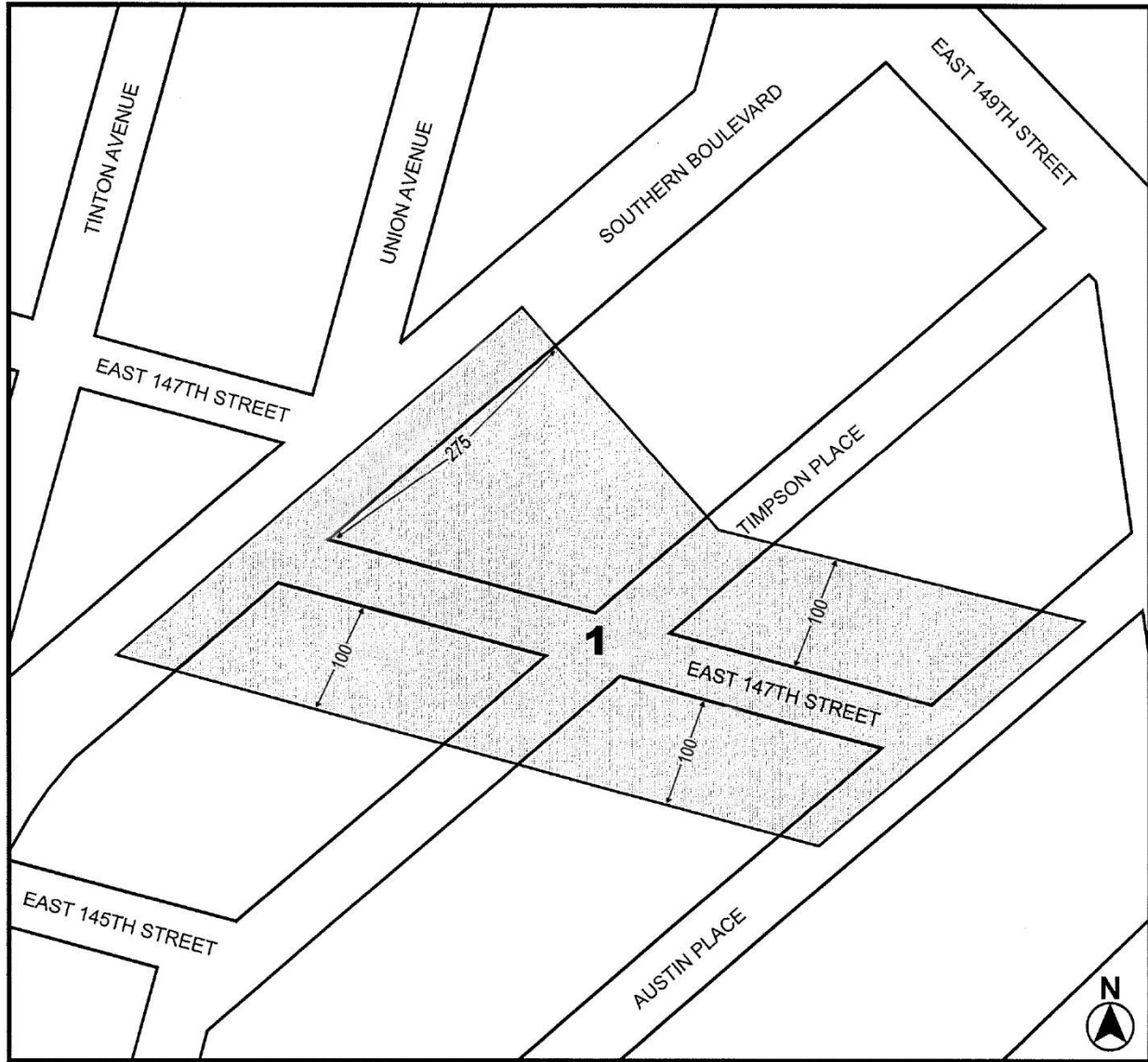
THE BRONX

The Bronx Community District 1

In the #Special Harlem River Waterfront District# (see Section 87-20) and in the R7A, R7X and R8A Districts within the areas shown on the following Maps 1 and 2:

* * *

[PROPOSED MAP]



■ Mandatory Inclusionary Housing area see Section 23-154(d)(3)
Area 1 [date of adoption] — MIH Program Option 1 and Option 2

Portion of Community District 1, The Bronx

* * *

L.U. No. 476
EAST 147TH STREET REZONING

BRONX - CB 1

C 160251 ZMX

Application submitted by MLK Plaza LLC pursuant to Section 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 6c:

1. changing from an M1-2 District to an R7X District property bounded by Southern Boulevard, a line perpendicular to the southeasterly street line of Southern Boulevard distant 275 feet northeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Southern Boulevard and the northeasterly street line of East 147th Street, a line 100 feet northeasterly of East 147th Street, Austin Place, East 147th Street, Timpson Place, and a line 100 feet southwesterly of East 147th Street;
2. changing from an M1-3 District to an R7X District property bounded by Timpson Place, East 147th Street, Austin Place, and a line 100 feet southwesterly of East 147th Street; and
3. establishing within a proposed R7X District a C1-4 District bounded by Southern Boulevard, a line perpendicular to the southeasterly street line of Southern Boulevard distant 275 feet northeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of Southern Boulevard and the northeasterly street line of East 147th Street, a line midway between Southern Boulevard and Timpson Place, and a line 100 feet southwesterly of East 147th Street.

L.U. NOS. 477 AND 478 ARE RELATED

L.U. No. 477
217 WEST 29TH STREET

MANHATTAN - CB 5

C 160148 ZSM

Application submitted by 221 W29 Residential LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Zoning Resolution Section 13-45 (Special Permits for additional parking spaces) and 13-451 (Additional parking spaces for residential growth) to allow an attended accessory off-

street parking garage with a maximum capacity of 45 spaces on portions of the ground floor and sub-cellar of a proposed mixed-use building on property located at 217 West 29th Street (Block 779, Lots 27 and 28), in an M1-6D District.

L.U. No. 478
217 WEST 29TH STREET

MANHATTAN - CB 5

N 160147 ZRM

Application submitted by 221 W29 Residential LLC pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, establishing Section 42-486 relating to streetscape provisions in M1-6D districts in Community District 5.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

ARTICLE IV
MANUFACTURING DISTRICT REGULATIONS

* * *

Chapter 2
Use Regulations

* * *

42-40
SUPPLEMENTARY USE REGULATIONS AND SPECIAL PROVISION
APPLYING ALONG DISTRICT BOUNDARIES

* * *

42-48
Supplemental Use Regulations in M1-6D Districts

* * *

42-486

Authorization for modification of streetscape provisions

For #zoning lots# that have a #street# frontage of less than 75 feet, where entrances to off-street parking or loading facilities are located along such #street# frontage, the City Planning Commission may modify the dimensions of the frontage and depth requirements for ground floor #commercial uses# set forth in Section 42-485 (Streetscape provisions), provided that the Commission finds that such modifications:

- (a) are the minimum necessary to provide sufficient space for access to off-street parking or loading facilities;
- (b) will not adversely affect the streetscape experiences or impact the viability of such #uses#, and the resulting ground floor frontages will effectively contribute to a vibrant mixed-use district; and
- (c) to the greatest extent feasible will result in a ground floor that meets the height requirements for #qualifying ground floors#.

* * *

L.U. NOS. 480 AND 481 ARE RELATED

L.U. No. 480

ROCKAWAY BEACH BOULEVARD REZONING

QUEENS - CB 14

C 160219 ZMQ

Application submitted by Rockaway Beach Hotel, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 30b:

1. eliminating from an existing R5B District a C1-3 District bounded by Rockaway Beach Boulevard, Beach 108th Street, Rockaway Beach Drive, and Beach 109th Street;
2. changing from an R5B District to an R6A District property bounded by Rockaway Beach Boulevard, Beach 108th Street, Rockaway Beach Drive, and Beach 109th Street; and
3. establishing within the proposed R6A District a C2-5 District bounded by Rockaway Beach Boulevard, Beach 108th Street, Rockaway Beach Drive, and Beach 109th Street.

L.U. No. 481

ROCKAWAY BEACH BOULEVARD REZONING

QUEENS - CB 14

N 160220 ZRQ

Application submitted by Rockaway Beach Hotel, 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 in Community District 14, Borough of Queens.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

* * *

Queens

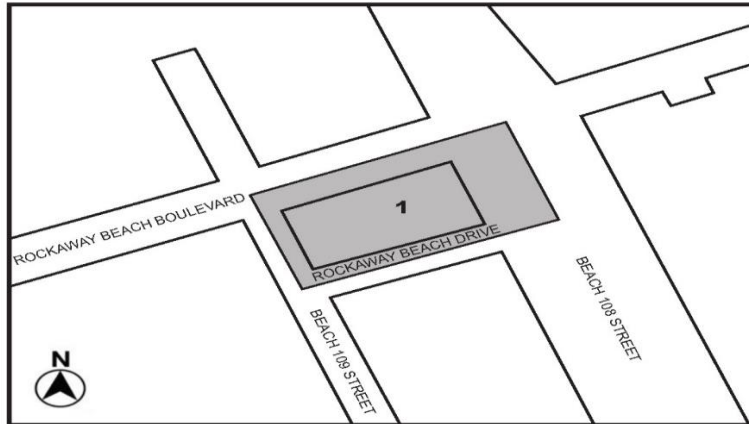
* * *

Queens Community District 14

In the R6A District within the area shown on the following Map 1:

Map 1 - [date of adoption]

[PROPOSED MAP]



- Mandatory Inclusionary Housing Program Area see Section 23-154(d)(3)
- 1** Area 1 - [date of adoption] MIH Program Option 2

Portion of Community District 14, Queens

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L.U. No. 489

BROOKLYN COMMUNITY BOARD 10

BROOKLYN - CB 10

N 160377 ZRK

Application submitted by Community Board 10, Brooklyn, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, concerning Section 73-622 (Enlargements of single- and two-family detached and semi-detached residences), in Community Board 10, Borough of Brooklyn.

Matter in underline is new, to be added;

Matter in ~~strikeout~~ is to be deleted;

Matter within # # is defined in Section 12-10;

* * * indicates where unchanged text appears in the Zoning Resolution

* * *

**Article VII
ADMINISTRATION**

**Chapter 3
Special Permits by the Board of Standards and Appeals**

* * *

**73-622
Enlargements of single- and two-family detached and semi-detached residences**

The Board of Standards and Appeals may permit an #enlargement# of an existing #single-# or #two-family detached# or #semi-detached residence# within the following areas:

- (a) Community Districts ~~10~~, 11 and 15, in the Borough of Brooklyn; and
- (b) R2 Districts within the area bounded by Avenue I, Nostrand Avenue, Kings Highway, Avenue O and Ocean Avenue, Community District 14, in the Borough of Brooklyn.

* * *

**L.U. No. 490
1968 SECOND AVENUE REZONING**

MANHATTAN - CB 11 **C 160194 ZMM**

Application submitted by 1968 Second Avenue Realty LLC pursuant to Sections 197-c and 201 of the New York City Charter for the amendment of the Zoning Map, Section No. 6b, by establishing within an existing R7A District a C1-5 District bounded by a line 100 feet easterly of Second Avenue, a line midway between East 101st Street and East 102nd Street, a line 155 feet easterly of Second Avenue, and East 101st Street.

L.U. NOS. 491 AND 492 ARE RELATED

L.U. No. 491

SEAGIRT BOULEVARD REZONING

QUEENS - CB 14

C 160033 ZMQ

Application submitted by Gleitman Realty Associates pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 31a, establishing within an existing R5 District a C1-3 District bounded by Heyson Road, Seagirt Boulevard, and Beach 13th Street.

L.U. No. 492

SEAGIRT BOULEVARD REZONING

QUEENS - CB 14

C 160351 ZMQ

Application submitted by Gleitman Realty Associates pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 31a:

1. changing from an R4-1 District to an R5 District property bounded by a line 55 feet southeasterly of Highland Court, Watjean Court, Fernside Place, and Seagirt Boulevard; and
2. establishing within the proposed R5 District a C1-3 District property bounded by a line 55 feet southeasterly of Highland Court, a line 100 feet northerly of Seagirt Boulevard, Fernside Place, and Seagirt Boulevard.



SUBCOMMITTEE ON LANDMARKS, PUBLIC SITING AND MARITIME USES

The Subcommittee on Landmarks, Public Siting and Maritime Uses public hearing scheduled for **Wednesday, October 5, 2016, in the Council Committee Room, 16th Floor, 250 Broadway**, New York City, New York 10007, commencing at **11:00 A.M. has been DEFERRED.**



SUBCOMMITTEE ON PLANNING, DISPOSITIONS AND CONCESSIONS

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the **Council Committee Room, 16th Floor, 250 Broadway**, New York City, New York 10007, commencing at **1:00 P.M., Wednesday, October 5, 2016:**

L.U. No. 453

SOUTHEASTERN QUEENS VACANT HOMES PROJECT

CLUSTER 4, CD 27

QUEENS - CBs 12 and 13

20175039 HAQ

Application submitted by the New York City Department of Housing Preservation and Development pursuant to Section 696 of Article 16 of the General Municipal Law for approval of a real property tax exemption, an urban development action area project, waiver of the area designation requirement and Sections 197-c and 197-d of the New York City Charter for properties located at 223-19 111th Avenue (Block 11206, Lot 67), 114-26 208th Street (Block 11026, Lot 379), 197-18 116th Avenue (Block 11069, Lot 198), 190-17 115th Drive (Block 11033, Lot 69), 117-27 204th Street (Block 12634, Lot 24), 198-14 119th Avenue (Block 12654, Lot 7), 190-01 118th Road (Block 12605, Lot 39), 186-20 Foch Boulevard (Block 12438, Lot 142), 177-48 Baisley Boulevard (Block 12462, Lot 12), 177-19 120th Avenue (Block 12469, Lot 137), 171-48 119th Road (Block 12375, Lot 85), 168-32 119th Avenue (Block 12370, Lot 16), and 168-31 118th Road (Block 12368, Lot 53), in Community Boards 12 and 13, Council District 27, Borough of Queens.

LAND USE COMMITTEE

The Land Use Committee will hold a meeting in the **Committee Room, City Hall**, New York City, New York 10007, commencing at **11:00 A.M. on Thursday, October 6, 2016**, to consider all items reported out of the Subcommittees at the meetings held on Wednesday, October 5, 2016, and conduct such other business as may be necessary.