

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, March 19, 2019

9:30 AM

Committee Room - City Hall

Subcommittee on Zoning and Franchises

Francisco P. Moya, Chair

*Membes: Costa G. Constantinides, Barry S. Grodenchik, Rory I. Lancman,
Stephen T. Levin, Antonio Reynoso, Donovan J. Richards,
Carlina Rivera and Ritchie J. Torres*

Roll Call

Present: Moya, Grodenchik, Lancman, Levin, Reynoso, Richards, Rivera and Torres

Absent: Constantinides

Other Council Members Attending Gjonaj and Williams

LU 0359-2019

Application No. 20195317 TCM (Thessabul LLC) pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Thessabul LLC, for a revocable consent to establish maintain and operate an unenclosed sidewalk café located at 250 Park Avenue South, Borough of Manhattan, Council District 2, Community District 5. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and Section 20-226 of the New York City Administrative Code.

Attachments: February 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - March 26, 2019, Committee Report, Resolution, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: February 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - March 26, 2019, Committee Report, Resolution, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-19-19

A motion was made that this Land Use Application be Approved by Subcommittee approved by Roll Call.

Affirmative: 8 - Moya, Grodenchik, Lancman, Levin, Reynoso, Richards, Rivera and Torres

Absent: 1 - Constantinides

LU 0360-2019

Application No. C 180447 ZMQ (Former Parkway Hospital Site Rezoning) submitted by Auberge Grand Central, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 14a, changing from an R1-2A District to an R7A District and changing from an RI-2A District to an R7X District property located at Block 2248, Lot 228 and p/o Lot 100 and Block 2246 Lot 11, Borough of Queens, Council District 29, Community District 6.

Attachments: February 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 4, 2019 - March 8, 2019, Hearing Testimony - Zoning 3-6-19, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-6-19, Land Use Calendar and Agenda for April 3, 2019, City Planning Commission Approval Letter, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: February 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 4, 2019 - March 8, 2019, Hearing Testimony - Zoning 3-6-19, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-6-19, Land Use Calendar and Agenda for April 3, 2019, City Planning Commission Approval Letter, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0361-2019

Application No. N 180448 ZRQ (Former Parkway Hospital Site Rezoning) submitted by Auberge Grand Central, 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 for property located at Block 2248, Borough of Queens, Council District 29, Community District 6.

Attachments: February 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 4, 2019 - March 8, 2019, Hearing Testimony - Zoning 3-6-19, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-6-19, Land Use Calendar and Agenda for April 3, 2019, City Planning Commission Approval Letter, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: February 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 4, 2019 - March 8, 2019, Hearing Testimony - Zoning 3-6-19, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-6-19, Land Use Calendar and Agenda for April 3, 2019, City Planning Commission Approval Letter, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0370-2019

Application No. N 190083 ZRK (103 North 13th Street Special Permit) by North 13th Holdings LLC pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, adding an Industrial Business Incentive Area in Article VII, Chapter 4 (Special Permits by the City Planning Commission) for property located at Block 2279, Lots 1, 9, 13, 34, and p/o Lots 15 and 30, Borough of Brooklyn, Council District 33, Community District 1.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0371-2019

Application No. C 190084 ZSK (103 North 13th Street Special Permit) by North 13th Holdings LLC pursuant to 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-962 of the Zoning Resolution to modify the permitted floor area requirements of Section 43-12 (Maximum Floor Area Ratio) for a proposed 7-story mixed-use building within an M1-2 District and an Industrial Business Incentive Area, on property located at 103 North 13th Street (Block 2279, Lot 34), Borough of Brooklyn, Council District 33, Community District 1.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0372-2019

Application No. C 190085 ZSK (103 North 13th Street Special Permit) by North 13th Holdings LLC pursuant to 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-963 of the Zoning Resolution to reduce the off-street parking requirements of Section 44-20 (Required accessory off-street parking spaces for manufacturing, commercial or community facility uses) and to reduce the loading berth requirements of Section 44-50 (Off-street loading regulations), for a proposed 7-story mixed-use building within an M1-2 District and an Industrial Business Incentive Area, on property located at 103 North 13th Street (Block 2279, Lot 34), Borough of Brooklyn, Council District 33, Community District 1.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0373-2019

Application No. C 170438 ZMX (Blondell Commons) submitted by Blondell Equities LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 4b, changing from an M1-1 District to an R7A District and establishing within the proposed R7A District a C2-4 District, for property located at Block 4133, Lots 1, 2, 8, 10, 12, 61, 62, and 63, and Block 4134, Lots 1 and 14, Borough of the Bronx, Council District 13, Community District 11.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0374-2019

Application No. N 170439 ZRX (Blondell Commons) submitted by Blondell Equities 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, for property located at Block 4133, Lots 1, 2, 8, 10, 12, 61, 62, and 63, and Block 4134, Lots 1 and 14, Borough of the Bronx, Council District 13, Community District 11.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0375-2019

Application No. C 170353 MMX (Blondell Commons) submitted by Blondell Equities 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 Fink Avenue between Blondell Avenue and Waters Avenue and the adjustment of grades necessitated thereby, and authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 13141 dated December 13, 2017 and signed by the Borough President, in relation to property located at Block 4133, Lots 8, 10, 12, and 23 and Block 4134, Lots 1 and 14, Borough of the Bronx, Council District 13, Community District 11.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Laid Over by Subcommittee

LU 0376-2019

Application No. 20195419 HAX (Blondell Commons) submitted by the New York City Department of Housing Preservation and Development pursuant to Section 577 of Article XI of the Private Housing Finance Law for an exemption from real property taxation for property located at Block 4134, Lot 1, Borough of the Bronx, Council District 13, Community District 11.

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - March 26, 2019, Blondell Commons Withdrawal Art XI Letter, Committee Report, Resolution, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing Held by Committee

Attachments: March 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Land Use Calendar - March 26, 2019, Blondell Commons Withdrawal Art XI Letter, Committee Report, Resolution, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-19-19

A motion was made that this Land Use Application be Filed by Subcommittee approved by Roll Call.

Affirmative: 8 - Moya, Grodenchik, Lancman, Levin, Reynoso, Richards, Rivera and Torres

Absent: 1 - Constantinides

LU 0379-2019

Application No. C 190053 ZMK (1640 Flatbush Avenue Rezoning) submitted by 1640 Flatbush Owner LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 23a, changing from a C8-2 District to an R6 District, changing from an R6 District to a C4-4D District, and changing from a C8-2 District to a C4-4D, on property located in the Borough of Brooklyn, Council District 45, Community District 14.

Attachments: Land Use Calendar - Week of March 18, 2019 - March 22, 2019, March 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of March 18, 2019 - March 22, 2019, March 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was P-C Item Laid Over by Comm

LU 0380-2019

Application No. N 190054 ZRK (1640 Flatbush Avenue Rezoning) submitted by 1640 Flatbush Owner 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, on property located in Borough of Brooklyn, Council District 45, Community District 14.

Attachments: Land Use Calendar - Week of March 18, 2019 - March 22, 2019, March 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of March 18, 2019 - March 22, 2019, March 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Land Use Agenda for April 17, 2019, April 18, 2019 - Stated Meeting Agenda with Links to Files, Hearing Transcript - Zoning 3-19-19

This Land Use Application was P-C Item Laid Over by Comm

LU 0381-2019

Application No. C 180481 ZMM (245 East 53rd Street Rezoning) submitted by 245 East 53rd Street LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8d, by establishing within an existing R8B District a C2-5 District bounded by a line 150 feet easterly of Third Avenue, a line midway between East 54th Street and East 53rd Street, a line 100 feet westerly of Second Avenue, a line midway between East 53rd Street and East 52nd Street, a line 160 feet easterly of Third Avenue, and East 53rd Street, in the Borough of Manhattan, Council District 4, Community District 6.

Attachments: Land Use Calendar - Week of March 18, 2019 - March 22, 2019, March 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of March 18, 2019 - March 22, 2019, March 28, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Land Use Calendar and Agenda for April 3, 2019, Hearing Transcript - Zoning 3-19-19

This Land Use Application was P-C Item Laid Over by Comm

Res 0748-2019

Resolution pursuant to Section 363 of the New York City Charter, authorizing the New York City Department of Transportation to grant a non-exclusive franchise for the provision of bus service between Manhattan and Staten Island.

Attachments: Mayor's Letter, Res. No. 748, Land Use Calendar - Week of February 11, 2019 - February 15, 2019, February 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 4, 2019 - March 8, 2019, Hearing Testimony - Zoning 2-14-19, Hearing Testimony - Zoning 3-6-19, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Hearing Transcript - Zoning 2-14-19, Hearing Transcript - Stated Meeting 2-13-19, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-6-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Hearing Transcript - Zoning 3-19-19

This Resolution was Hearing Held by Committee

Attachments: Mayor's Letter, Res. No. 748, Land Use Calendar - Week of February 11, 2019 - February 15, 2019, February 13, 2019 - Stated Meeting Agenda with Links to Files, Land Use Calendar - Week of March 4, 2019 - March 8, 2019, Hearing Testimony - Zoning 2-14-19, Hearing Testimony - Zoning 3-6-19, Land Use Calendar - Week of March 18, 2019 - March 22, 2019, Hearing Transcript - Zoning 2-14-19, Hearing Transcript - Stated Meeting 2-13-19, Land Use Calendar - Week of April 1, 2019 - April 5, 2019, Hearing Testimony - Zoning 3-19-19, Hearing Transcript - Zoning 3-6-19, Land Use Calendar - Week of April 15, 2019 - April 19, 2019, Hearing Transcript - Zoning 3-19-19

This Resolution was Laid Over by Subcommittee