

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Wednesday, August 17, 2005

1:30 PM

Council Chambers - City Hall

City Council

A. Gifford Miller, Speaker

Members: Joseph P. Addabbo, Jr., Tony Avella, Maria Baez, Charles Barron, Tracy L. Boyland, Gale A. Brewer, Yvette D. Clarke, Leroy G. Comrie, Jr., Bill de Blasio, Maria del Carmen Arroyo, Erik Martin Dilan, Simcha Felder, Lewis A. Fidler, Helen D. Foster, Dennis P. Gallagher, James F. Gennaro, Vincent J. Gentile, Alan J. Gerson, Eric N. Gioia, Sara M. Gonzalez, Robert Jackson, Letitia James, Allan W. Jennings, Jr., Melinda R. Katz, G. Oliver Koppell, Andrew J. Lanza, John C. Liu, Margarita Lopez, Miguel Martinez, Michael E. McMahon, Hiram Monserrate, Eva S. Moskowitz, Michael C. Nelson, James Oddo, Annabel Palma, William Perkins, Madeline Provenzano, Christine C. Quinn, Domenic M. Recchia, Jr., Philip Reed, Diana Reyna, Joel Rivera, James Sanders, Jr., Larry B. Seabrook, Helen Sears, Kendall B. Stewart, Peter F. Vallone, Jr., Albert Vann, David I. Weprin and David Yassky

The Public Advocate (Ms. Gotbaum)

1. Roll Call

Present,

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused,

Baez, Jennings Jr., Palma and Reed

The presence of a quorum was announced by The Public Advocate (Ms. Gotbaum).

2. Invocation

The Invocation was delivered by: Father James P. Hayes, St. Andrew's Roman Catholic Church, Cardinal Hayes Place, New York, N.Y.

Council Member Palma moved to spread the Invocation in full upon the Record.

3. Adoption of Minutes

None.

4. Messages & Papers from the Mayor

M 0649-2005

Communication from the Mayor - Submitting the name of Joseph Dubowski to the Council for its advice and consent regarding his appointment to the New York City Civil Service Commission, pursuant to Sections 31 and 813 of the New York City Charter.

Attachments: Mayor's Withdrawal Letter

This Mayor's Message was Referred to Comm by Council to the Committee on Rules, Privileges and Elections

M 0650-2005

Communication from the Mayor - Submitting the name of Edward Gonzales to the Council for its advice and consent regarding his appointment as a member of the Taxi & Limousine Commission, pursuant to Sections 31 and 2301 of the New York City Charter.

Attachments: Committee Report

This Mayor's Message was Referred to Comm by Council to the Committee on Rules, Privileges and Elections

5. Communications from City, County & Borough Offices

- M 0651-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license SABA CAR & LIMOUSINE, INC., pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

- M 0652-2005 Communication from the Taxi & Limousine Commission –
Submitting its approval of an application for a renewal base station
license ALWAYS READY CAR SERVICE, INC., pursuant to Section
19-511(i), of the administrative code of the city of New York.**

This Communication was Referred to Comm by Council to the Committee on
Transportation

6. Petitions and Communications
7. Land Use Call-Ups

- M 0653-2005 By Council Member Gerson:
Pursuant to Rule 11.20(b) of the Council 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 Uniform Land Use
Procedure Application Number C 20055657 TCM, shall be subject
to Council review.**

A motion was made that this Land Use Call-Up be Approved, by Council approved
by consent Roll Call.

- M 0654-2005 By the Chair of the Land Use Committee Council Member Katz
Pursuant to Rule 11.20(c) of the Council 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 Uniform Land Use
Procedure Application Number 050282 ZSM, a special permit shall
be subject to Council review. This application is related to
application number 050281 ZRM which is subject to Council review
pursuant to Section 197-d of the New York City Charter.**

A motion was made that this Land Use Call-Up be Approved, by Council approved
by consent Roll Call.

M 0655-2005 **By the Chair of the Land Use Committee Council Member Katz Pursuant to Rule 11.20(c) of the Council 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 Uniform Land Use Procedure Application Number 050283 ZSM, a special permit shall be subject to Council review. This application is related to application number 050281 ZRM which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

M 0656-2005 **By the Chair of the Land Use Committee Council Member Katz Pursuant to Rule 11.20(c) of the Council 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 Uniform Land Use Procedure Application Number 050284 ZSM, a special permit shall be subject to Council review. This application is related to application number 050281 ZRM which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

M 0657-2005 **By the Chair of the Land Use Committee Council Member Katz Pursuant to Rule 11.20(c) of the Council 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 Uniform Land Use Procedure Application Number 050285 ZSM, a special permit shall be subject to Council review. This application is related to application number 050281 ZRM which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

M 0658-2005 **By the Chair of the Land Use Committee Council Member Katz Pursuant to Rule 11.20(c) of the Council 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 Uniform Land Use Procedure Application Number 040542 ZSQ, a special permit shall be subject to Council review. This application is related to application number 040541 ZRQ which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

M 0659-2005 **By the Chair of the Land Use Committee Council Member Katz Pursuant to Rule 11.20(c) of the Council 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 Uniform Land Use Procedure Application Number 860562(A) ZSQ, a special permit shall be subject to Council review. This application is related to application number 040541 ZRQ which is subject to Council review pursuant to Section 197-d of the New York City Charter.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

M 0660-2005 **By Council Member Quinn:
Pursuant to Rule 11.20(b) of the Council 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 Uniform Land Use Procedure Application Number C 040473 ZSM, shall be subject to Council review.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

M 0661-2005 **By Council Member Yassky:
Pursuant to Rule 11.20(b) of the Council 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 Uniform Land Use Procedure Application Number C 050027 PQQ, shall be subject to Council review.**

A motion was made that this Land Use Call-Up be Approved, by Council approved by consent Roll Call.

A motion was made that these files be approved by consent vote.

Affirmative, 47 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

The Public Advocate (Ms. Gotbaum) put the question whether the Council would agree with and adopt such motion which was decided in the affirmative by the following vote:

At this point, the Public Advocate (Ms. Gotbaum) declared that the aforementioned items were adopted and referred to the Committee on Land Use and to the appropriate Land Use subcommittee.

8. Communication from the Speaker

9. Discussion of General Orders

10. Reports of Special Committees

None

11. Reports of Standing Committees

Report of the Committee on Civil Service and Labor

Int 0629-2005

A Local Law to amend the administrative code of the city of New York, in relation to prohibiting employers from locking employees or other individuals inside a workplace and increasing the fines for obstruction of exits and unlawful change of exits.

Attachments: Committee Report 6/7/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Fiscal Impact Statement-A, Committee Report 9/15/05, Local Law

This Introduction was Re-referred to Committee by Council to the Committee on Civil Service and Labor

Enactment No: 2005/087

Report of the Committee on Finance

- Res 1121-2005** **Resolution of the Council of the City of New York, providing exemptions from sales and compensating use taxes for receipts from sales of, and consideration given or contracted to be given for, or for the use of, residential solar energy systems equipment and services exempt from State sales and compensating use taxes pursuant to subdivision (ee) of section 1115 of the New York Tax Law, pursuant to the authority of Article 29 of the Tax Law of the State of New York.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

- Res 1125-2005** **Resolution concerning the establishment of the DUMBO Business Improvement District in the Borough of Brooklyn and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Report of the Committee on General Welfare

- Int 0022-2004** **A Local Law to amend the administrative code of the City of New York, in relation to the human rights law.**

Attachments: Committee Report 9/22/04, Hearing Transcript 9/22/04, Committee Report 4/14/05, Hearing Transcript 4/14/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Local Law

This Introduction was Laid Over by Council

Enactment No: 2005/085

- Int 0593-2005** **A Local Law to amend the administrative code of the city of New York, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by distributing applications to emergency feeding programs throughout New York City.**

Attachments: Committee Report 4/21/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Mayor's Veto Message, Local Law

A motion was made that this Introduction be Overridden by Council approved by Roll Call.

Affirmative, 43 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Perkins, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Negative, 4 -

Gallagher, Lanza, Oddo and Provenzano

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

Enactment No: 2005/080

Int 0594-2005

A Local Law to amend the administrative code of the city of New York, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by developing an on-line application system.

Attachments: Committee Report 4/21/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Mayor's Veto Message, Local Law

A motion was made that this Introduction be Overridden by Council approved by Roll Call.

Affirmative, 42 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Perkins, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vann, Weprin, Yassky and Arroyo

Negative, 4 -

Gallagher, Lanza, Oddo and Provenzano

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

Abstain, 1 -

Vallone Jr.

Enactment No: 2005/081

Int 0615-2005

A Local Law to amend the administrative code of the city of New York, in relation to increasing the number of eligible New Yorkers enrolled in the federal food stamp program.

Attachments: Committee Report 4/21/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Mayor's Veto Message, Local Law

A motion was made that this Introduction be Overridden by Council approved by Roll Call.

Affirmative, 42 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Perkins, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vann, Weprin, Yassky and Arroyo

Negative, 4 -

Gallagher, Lanza, Oddo and Provenzano

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

Abstain, 1 -

Vallone Jr.

Enactment No: 2005/082

M 0643-2005

Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 593-A, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by distributing applications to emergency feeding programs throughout New York City.

Attachments: Mayor's Veto Message, Committee Report 8/17/05, Hearing Transcript - Stated Meeting 7/27/05

A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.

M 0644-2005

Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 594-A, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by developing an on-line application system.

Attachments: Mayor's Veto Message, Committee Report 8/17/05, Hearing Transcript 8/17/05

A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.

M 0645-2005

Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 615-A, in relation to increasing the number of eligible New Yorkers enrolled in the federal food stamp program.

Attachments: Mayor's Veto Message, Committee Report 8/17/05

A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.

Report of the Committee on Health

Int 0468-2004 **A Local Law to amend the administrative code of the city of New York, in relation to requiring employers in the grocery industry to make prevailing health care expenditures on behalf of their employees.**

Attachments: Committee Report 12/10/04, Hearing Transcript 12/10/04, Committee Report 6/9/05, Committee Report 8/17/05, Mayor's Veto Message, Committee Report 10/11/05, Local Law, Hearing Transcript - Stated Meeting 10/11/05

A motion was made that this Introduction be Approved by Council approved by Roll Call.

Affirmative, 46 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Negative, 1 -

Lanza

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

Enactment No: 2005/089

Report of the Committee on Housing and Buildings

Int 0186-2004 **A Local Law to amend the administrative code of the city of New York, in relation to creating a right of first refusal and a first opportunity to purchase.**

Attachments: Committee Report 10/28/04, Hearing Transcript 10/28/04, Committee Report 5/9/05, Hearing Transcript 5/9/05, Committee Report 6/23/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Summary Points, Mayor's Veto Message, Local Law

A motion was made that this Introduction be Overridden by Council approved by Roll Call.

Affirmative, 44 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Negative, 3 -

Gallagher, Lanza and Oddo

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

Enactment No: 2005/079

- M 0642-2005** **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 186-A, in relation to creating a right of first refusal and a first opportunity to purchase.**

Attachments: Committee Report, Hearing Transcript

A motion was made that this Mayor's Message be Filed by Council approved by consent Roll Call.

Report of the Committee on Land Use

- LU 0536-2005** **Zoning resolution amendment application no. 20050281 ZRM, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Manhattan, Council District no. 1, relating: amending Z.R. Sections 111-02, 111-50, regarding the enlargement of loft buildings in the Tribbecca Mixed-Use District.**

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

- Res 1128-2005** **Resolution approving the decision of the City Planning Commission on Application No. N 050281 ZRM, an amendment to the text of the Zoning Resolution relating to Sections 111-02 (General Provisions), 111-111 (Loft Dwelling Requirements), and 111-50 (Special Permit for Enlargement of Buildings Contain Loft Dwellings) regarding the enlargement of buildings containing loft dwellings in the Special TriBeCa Mixed-Use District (Area B1) (L.U. No. 536).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

- LU 0537-2005** **Uniform land use review procedure application no. 050282 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to allow modify use regulations 11-50 of the Zoning Resolution.**

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

Res 1129-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050282 ZSM (L.U. No. 537), the grant of a special permit pursuant to Section 111-50 of the Zoning Resolution to modify the use regulations of Section 111-103(b) to allow forty three (43) loft dwellings on the 3rd floor through 12th floor of an existing 6-story building where the lot coverage is greater than 5,000 square feet and proposed to be enlarged to 12 stories on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43), in an M1-5 District, within the Special TriBeCa Mixed Use District (Area B1), Manhattan.

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0538-2005 Uniform land use review procedure application no. 050283 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to modify the regulations of 111-02 and 111-111(e) to allow the enlargement of a six story building.

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

Res 1130-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050283 ZSM (L.U. No. 538), for the grant of a special permit pursuant to Section 111-51(b) of the Zoning Resolution to modify the regulations of Sections 111-02 and 111-111(e) to allow the enlargement of an existing 6-story building outside of the historic districts designated by the Landmarks Preservation Commission, designed for non-residential use and erected prior to December 15, 1961, for loft dwellings on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43) in an M1-5 District, within the Special TriBeCa Mixed-Use District (Area B1), Manhattan.

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0539-2005 Uniform land use review procedure application no. 050284 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to modify the use regulations of Section 42-00 to allow community facility uses 1st, 2nd, 3rd floors of a building.

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

Res 1131-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050284 ZSM (L.U. No. 539), for the grant of a special permit pursuant to Section 74-921 of the Zoning Resolution to modify the use regulations of Section 42-00 to allow community facility uses (U.G. 4A) on the 1st, 2nd, and 3rd floors of an existing 6-story building and proposed to be enlarged to 12-stories on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43) in an M1-5 District, within the Special TriBeCa Mixed-Use District (Area B1), Manhattan.

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0540-2005 Uniform land use review procedure application no. 050285 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to allow an accessory parking garage.

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

Res 1132-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050285 ZSM (L.U. No. 540), for the grant of a special permit pursuant to Section 13-561 of the Zoning Resolution to allow for an accessory parking garage with a maximum capacity of 47 spaces in portions of the cellar, 1st floor and 2nd floor of an existing 6-story building and proposed to be enlarged to 12-stories on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43) in an M1-5 District, within the Special TriBeCa Mixed-Use District (Area B1), Manhattan.

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0541-2005 Zoning resolution amendment application no. 050417 ZRM, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Manhattan, Council District no. 1, relating: to amending Z.R. Sections 84-03, 84-031, 84-12, and 84-135.

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

Res 1133-2005 Resolution approving the decision of the City Planning Commission on Application No. N 050417 ZRM, an amendment to the text of the Zoning Resolution relating to Article VIII, Chapter 4 (Special Battery Park City District) concerning Sections 84-03 (Use Regulations for Zone A and Zone C), 84-031 (Special Permit Uses), 84-12 (Use Regulations), and 84-135 (Limited Height of Buildings) to allow for a new class of permitted rooftop obstructions and to clarify restrictions on the location of uses, Manhattan (L.U. No. 541).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0542-2005 Landmarks Preservation Commission designation no. DL – 364, LP – 2161, pursuant to §3020 of the New York City Charter, concerning the designation of the Smith, Gray & Company, located at 103 Broadway, Borough of Brooklyn, Council District no. 34, as a landmark. (Non-ULURP no. 20055634 HKK).

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

Res 1134-2005 **Resolution affirming the designation by the Landmarks Preservation Commission of the Smith, Gray & Company Building located at 103 Broadway (a.k.a. 96 South 6th Street) (Block 2471, Lot 8), Brooklyn, Designation List No. 364, LP-2161 (L.U. No. 542; 20055634 HKK; N 050514 HKK).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0431-2005 **Uniform land use review procedure application no. C 050305 HAK, an Urban Development Action Area Designation and Project tentatively known as Anchor – Broadway Site 8, located in Community Board 16, and the disposition of such property, Borough of Brooklyn, Council District no. 41. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

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

Res 1135-2005 **Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050305 HAK, approving the designation of 768 and 770 Decatur Street (Block 1507, Lots 32 and 33) and 1696, 1698, 1700, 1708, and 1712 Broadway (Block 1507, Lots 35-37, 39 and 41), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 431; C 050305 HAK).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

- LU 0439-2005** Uniform land use review procedure application no. C 050311 HAX, an Urban Development Action Area Designation and Project, located in Community Board 4 and the disposition of the city-owned property, Borough of the Bronx, Council District no. 16. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

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

- Res 1136-2005** Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050311 HAX, approving the designation of property located 1345 Shakespeare Avenue (Block 2520, Lot 53); 1407, 1401, 1397, 1391, 1404, 1418, 1426, 1430 and 1450 Jesup Avenue (Block 2872, Lots 35-38, 58, 60, 62, 66, 68 and 189), the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 1345 Shakespeare Avenue (Block 2520, Lot 53); 1407, 1404, 1418, 1426, 1430 and 1450 Jesup Avenue (Block 2872, Lots 35, 58, 60, 62, 66, 68 and 189), the Bronx (L.U. No. 439; C 050311 HAX).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

- LU 0440-2005** Uniform land use review procedure application no. C 050318 PQX, pursuant to §197-c and §197-d of the New York City Charter concerning the acquisition of property, located in Community Board 4, Borough of the Bronx, Council District no. 16. 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.

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

Res 1137-2005 **Resolution approving the decision of the City Planning Commission on ULURP No. C 050318 PQX (L.U. No. 440), for the acquisition of property located at 1404 Jesup Avenue (Block 2872, Lots 58 and 60); 1407 Jesup Avenue (Block 2872, Lot 35); 1418 Jesup Avenue (Block 2872, Lot 62); 1426 Jesup Avenue (Block 2872, Lot 66); 1430 Jesup Avenue (Block 2872, Lot 68); and 1450 Jesup Avenue (Block 2872, Lot 189), the Bronx, to facilitate the development of 4 buildings.**

..Body

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on July 19, 2005 its decision dated July 13, 2005 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the Department of Housing Preservation and Development for the acquisition of property located at 1404 Jesup Avenue (Block 2872, Lots 58 and 60); 1407 Jesup Avenue (Block 2872, Lot 35); 1418 Jesup Avenue (Block 2872, Lot 62); 1426 Jesup Avenue (Block 2872, Lot 66); 1430 Jesup Avenue (Block 2872, Lot 68); and 1450 Jesup Avenue (Block 2872, Lot 189); Community District 4, Borough of the Bronx (the "Site"), to facilitate the development of four buildings, tentatively known as Highbridge Apartments, with approximately 315 residential units for low-income families (ULURP No. C 050318 PQX) (the "Application");

WHEREAS, the Application is related to Application Number C 050311 HAX (L.U. No. 439), an urban development action area project designation and project approval and disposition of property;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(2) and (3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on August 15, 2005;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Negative Declaration, issued on February 1, 2005 (CEQR No. 05HPD015X);

RESOLVED:

The Council finds that the actions described herein will have no significant effect on the environment;

Pursuant to Section 197-d of the City Charter and on the basis of the Application and Decision, the Council approves the Decision.

Adopted.

**Office of the City Clerk, }
The City of New York, } ss.:**

I hereby certify that the foregoing is a true copy of a Resolution passed by The Council of The City of New York on August 17, 2005, on file in this office.

.....
City Clerk, Clerk of The Council

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0450-2005 **Application no. 20055491 HAX, an Urban Development Action Area Project located at 2323 Loring Place North, Council District no. 7, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 577 of the Private Housing Finance Law for a partial tax exemption.**

Attachments: Hearing Transcript - Planning 5/3/05

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

Res 1138-2005 **Resolution approving an Urban Development Action Area Project located at 2323 Loring Place North (Block 3225/Lot 171), the Bronx, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 450; 20055491 HAX).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0455-2005 **Application no. 20055496 HAM, an Urban Development Action Area Project located at 248 East 3rd Street, Council District no. 2, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 577 of the Private Housing Finance Law for a partial tax exemption.**

Attachments: Hearing Transcript - Planning 5/3/05

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

Res 1139-2005 **Resolution approving an Urban Development Action Area Project located at 248 East 3rd Street (Block 385/Lot 29), Manhattan, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 455; 20055496 HAM).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

- LU 0484-2005** **Uniform Land Use Review Procedure application no. C 050376 ZMM pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Manhattan, Council District no. 9.**

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

- Res 1140-2005** **Resolution approving the decision of the City Planning Commission on ULURP No. C 050376 ZMM, a Zoning Map change (L.U. No. 484).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

- LU 0485-2005** **Uniform land use review procedure application no. C 050377 HAM, an Urban Development Action Area Designation and Project, located in an are bounded by East 131st Street, East 132nd Street, Park and Madison Avenues, and the disposition of such property, Borough of Manhattan, Council District no. 9. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.**

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

- Res 1141-2005** **Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050377 HAM, approving the designation of 53, 55 and 57 East 131st Street (Block 1756, Lots 30-32); 1948-52 Park Avenue (Block 1756, Lot 37); and 50, 52-54, 56 and 58 East 132nd Street (Block 1756, Lots 39-41 and 43), Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 485; C 050377 HAM).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0486-2005 Uniform land use review procedure application no. C 050383 HAK, an Urban Development Action Area Designation and Project, located at 433-441 De Witt Avenue, and the disposition of the city owned property, Borough of Brooklyn, Council District no. 42. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

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

Res 1142-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050383 HAK, approving the designation of 433-441 DeWitt Avenue (Block 4318, Lots 31-34), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 433, 437 and 441 DeWitt Avenue (Block 4318, Lots 31, 32 and 34) to a developer selected by the Department of Housing Preservation and Development (L.U. No. 486; C 050383 HAK).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0488-2005 Application no. 20055592 HAK, an Urban Development Action Area Project located in Community Board 8, Council Districts no. 35, 36 and 41, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

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

Res 1143-2005 Resolution approving an Urban Development Action Area Project located at 82 Rogers Avenue (Block 1232/Lot 26), 367 Sterling Place (Block 1166/Lot 96), 455 Eastern Parkway (Block 1261/Lot 64), 658 Dean Street (block 1137/Lot 45), 818 St. Johns Place (Block 1254/Lot 31), 930 Pacific Street (Block 1132/Lot 25), 1271 St. Marks Avenue (Block 1356/Lot 70), 1687 Dean Street (Block 1342/Lot 71), and 1689 Dean Street (Block 1342/Lot 71), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 488; 20055592 HAK).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0489-2005 Application no. 20055593 HAK, an Urban Development Action Area Project located in Community Board 5, Council Districts no. 37 and 42, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

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

Res 1144-2005 Resolution approving an Urban Development Action Area Project located at 387 New Jersey Avenue (Block 3756/Lot 7), 396 Vermont Street (Block 3756/Lot 40), 477 Miller Avenue (Block 4041/Lot 6), 770 Wortman Avenue (Block 4549/Lot 6), 305 Bradford Street (Block 3742/Lot 7), 318 Van Siclen Avenue (Block 4009/Lot 35), 427 Van Siclen Avenue (Block 4042/Lot 3), 778-80 Wortman Avenue a.k.a. 988 Autumn Avenue (Block 4549/Lot 10), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 489; 20055593 HAK).

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0532-2005 **Application no. 20065012 HAK, an Urban Development Action Area Project located at 700 Lafayette Avenue (aka 246 Tompkins Avenue), Council District no. 36, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

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

Res 1145-2005 **Resolution approving an Urban Development Action Area Project located at 700 Lafayette Avenue, a.k.a. 246 Tompkins Avenue (Block 1791/Lot 10), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 532; 20065012 HAK).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

LU 0535-2005 **Landmarks Preservation Commission designation no. DL – 363, LP – 2176, pursuant to §3020 of the New York City Charter, concerning the designation of the Summit Hotel, located at 569-573 Lexington Avenue (aka 132-166 East 51st Street), Borough of Manhattan, Council District no. 4, as a landmark. (Non-ULURP no. 20055613 HKM).**

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

Res 1146-2005 **Resolution affirming the designation by the Landmarks Preservation Commission of the Summit Hotel (now Doubletree Metropolitan Hotel) located at 569-573 Lexington Avenue (a.k.a. 132-166 East 51st Street) (Block 1305, Lot 50), Manhattan, Designation List No. 363, LP-2176 (L.U. No. 535; 20055613 HKM; N 050479 HKM).**

Attachments: Committee Report

A motion was made that this Resolution be Approved, by Council approved by consent Roll Call.

Report of the Committee on Parks and Recreation

Int 0566-2005 A Local Law to create a temporary task force to study the feasibility of transferring city-owned wetlands to the jurisdiction of the department of parks and recreation.

Attachments: Committee Report 3/31/05, Hearing Transcript 3/31/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Fiscal Impact Statement-A, Hearing Transcript - Stated Meeting 7/27/05, Local Law

A motion was made that this Introduction be Approved by Council approved by consent Roll Call.

Enactment No: 2005/083

Report of the Committee on Transportation

Int 0699-2005 A Local Law to amend the administrative code of the city of New York, in relation to licensing of stoop line stands contingent upon certification that such stand does not obstruct pedestrian traffic.

Attachments: Committee Report 8/17/05, Fiscal Impact Statement, Mayor's Veto Message, Committee Report 10/3/05, Hearing Transcript 10/3/05, Hearing Transcript - Stated Meeting 10/11/05

A motion was made that this Introduction be Approved by Council approved by Roll Call.

Affirmative, 36 -

Speaker Miller, Addabbo Jr., Boyland, Brewer, Clarke, Comrie Jr., de Blasio, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, Katz, Lanza, Liu, Martinez, McMahon, Moskowitz, Oddo, Perkins, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin and Arroyo

Negative, 9 -

Avella, Dilan, Felder, Koppell, Lopez, Monserrate, Nelson, Provenzano and Yasky

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

Abstain, 2 -

Barron and James

12. General Orders Calendar

Int 0521-2004 A Local Law to amend the New York City Charter, in relation to procurement.

Attachments: Committee Report 1/24/05, Hearing Transcript 1/24/05, Committee Report 4/19/05, Hearing Transcript 4/19/05, Committee Report 5/11/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 10/11/05

This Introduction was Laid Over by Council

Int 0566-2005

A Local Law to create a temporary task force to study the feasibility of transferring city-owned wetlands to the jurisdiction of the department of parks and recreation.

Attachments: Committee Report 3/31/05, Hearing Transcript 3/31/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Fiscal Impact Statement-A, Hearing Transcript - Stated Meeting 7/27/05, Local Law

A motion was made that this Introduction be Approved by Council approved by consent Roll Call.

Enactment No: 2005/083

T2004-0073

Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

A motion was made that this Commissioner of Deeds be Approved, by Council approved by consent Roll Call.

Coupled on General Order Calendar

Finance

Res 1121-2005 **Resolution of the Council of the City of New York, providing exemptions from sales and compensating use taxes for receipts from sales of, and consideration given or contracted to be given for, or for the use of, residential solar energy systems equipment and services exempt from State sales and compensating use taxes pursuant to subdivision (ee) of section 1115 of the New York Tax Law, pursuant to the authority of Article 29 of the Tax Law of the State of New York.**

Attachments: Committee Report

Res 1125-2005 **Resolution concerning the establishment of the DUMBO Business Improvement District in the Borough of Brooklyn and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.**

Attachments: Committee Report

General Welfare

Int 0593-2005 **A Local Law to amend the administrative code of the city of New York, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by distributing applications to emergency feeding programs throughout New York City.**

Attachments: Committee Report 4/21/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Mayor's Veto Message, Local Law

Enactment No: 2005/080

Int 0594-2005 **A Local Law to amend the administrative code of the city of New York, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by developing an on-line application system.**

Attachments: Committee Report 4/21/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Mayor's Veto Message, Local Law

Enactment No: 2005/081

Int 0615-2005 **A Local Law to amend the administrative code of the city of New York, in relation to increasing the number of eligible New Yorkers enrolled in the federal food stamp program.**

Attachments: Committee Report 4/21/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Mayor's Veto Message, Local Law

Enactment No: 2005/082

M 0643-2005 **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 593-A, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by distributing applications to emergency feeding programs throughout New York City.**

Attachments: Mayor's Veto Message, Committee Report 8/17/05, Hearing Transcript - Stated Meeting 7/27/05

M 0644-2005 **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 594-A, in relation to maximizing the number of eligible New Yorkers enrolled in the federal food stamp program by developing an on-line application system.**

Attachments: Mayor's Veto Message, Committee Report 8/17/05, Hearing Transcript 8/17/05

M 0645-2005 **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 615-A, in relation to increasing the number of eligible New Yorkers enrolled in the federal food stamp program.**

Attachments: Mayor's Veto Message, Committee Report 8/17/05

Health

Int 0468-2004 **A Local Law to amend the administrative code of the city of New York, in relation to requiring employers in the grocery industry to make prevailing health care expenditures on behalf of their employees.**

Attachments: Committee Report 12/10/04, Hearing Transcript 12/10/04, Committee Report 6/9/05, Committee Report 8/17/05, Mayor's Veto Message, Committee Report 10/11/05, Local Law, Hearing Transcript - Stated Meeting 10/11/05

Enactment No: 2005/089

Housing and Buildings

Int 0186-2004 **A Local Law to amend the administrative code of the city of New York, in relation to creating a right of first refusal and a first opportunity to purchase.**

Attachments: Committee Report 10/28/04, Hearing Transcript 10/28/04, Committee Report 5/9/05, Hearing Transcript 5/9/05, Committee Report 6/23/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Summary Points, Mayor's Veto Message, Local Law

Enactment No: 2005/079

- M 0642-2005** **Communication for the Mayor - Mayor's veto and disapproval message of Introductory Number 186-A, in relation to creating a right of first refusal and a first opportunity to purchase.**

Attachments: Committee Report, Hearing Transcript

Land Use

- Res 1128-2005** **Resolution approving the decision of the City Planning Commission on Application No. N 050281 ZRM, an amendment to the text of the Zoning Resolution relating to Sections 111-02 (General Provisions), 111-111 (Loft Dwelling Requirements), and 111-50 (Special Permit for Enlargement of Buildings Contain Loft Dwellings) regarding the enlargement of buildings containing loft dwellings in the Special TriBeCa Mixed-Use District (Area B1) (L.U. No. 536).**

Attachments: Committee Report

- Res 1129-2005** **Resolution approving the decision of the City Planning Commission on ULURP No. C 050282 ZSM (L.U. No. 537), the grant of a special permit pursuant to Section 111-50 of the Zoning Resolution to modify the use regulations of Section 111-103(b) to allow forty three (43) loft dwellings on the 3rd floor through 12th floor of an existing 6-story building where the lot coverage is greater than 5,000 square feet and proposed to be enlarged to 12 stories on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43), in an M1-5 District, within the Special TriBeCa Mixed Use District (Area B1), Manhattan.**

Attachments: Committee Report

Res 1130-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050283 ZSM (L.U. No. 538), for the grant of a special permit pursuant to Section 111-51(b) of the Zoning Resolution to modify the regulations of Sections 111-02 and 111-111(e) to allow the enlargement of an existing 6-story building outside of the historic districts designated by the Landmarks Preservation Commission, designed for non-residential use and erected prior to December 15, 1961, for loft dwellings on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43) in an M1-5 District, within the Special TriBeCa Mixed-Use District (Area B1), Manhattan.

Attachments: Committee Report

Res 1131-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050284 ZSM (L.U. No. 539), for the grant of a special permit pursuant to Section 74-921 of the Zoning Resolution to modify the use regulations of Section 42-00 to allow community facility uses (U.G. 4A) on the 1st, 2nd, and 3rd floors of an existing 6-story building and proposed to be enlarged to 12-stories on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43) in an M1-5 District, within the Special TriBeCa Mixed-Use District (Area B1), Manhattan.

Attachments: Committee Report

Res 1132-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050285 ZSM (L.U. No. 540), for the grant of a special permit pursuant to Section 13-561 of the Zoning Resolution to allow for an accessory parking garage with a maximum capacity of 47 spaces in portions of the cellar, 1st floor and 2nd floor of an existing 6-story building and proposed to be enlarged to 12-stories on property located at 55 Avenue of the Americas a.k.a. One York Street (Block 212/Lots 24, 26, 41, and 43) in an M1-5 District, within the Special TriBeCa Mixed-Use District (Area B1), Manhattan.

Attachments: Committee Report

Res 1133-2005 Resolution approving the decision of the City Planning Commission on Application No. N 050417 ZRM, an amendment to the text of the Zoning Resolution relating to Article VIII, Chapter 4 (Special Battery Park City District) concerning Sections 84-03 (Use Regulations for Zone A and Zone C), 84-031 (Special Permit Uses), 84-12 (Use Regulations), and 84-135 (Limited Height of Buildings) to allow for a new class of permitted rooftop obstructions and to clarify restrictions on the location of uses, Manhattan (L.U. No. 541).

Attachments: Committee Report

Res 1134-2005 Resolution affirming the designation by the Landmarks Preservation Commission of the Smith, Gray & Company Building located at 103 Broadway (a.k.a. 96 South 6th Street) (Block 2471, Lot 8), Brooklyn, Designation List No. 364, LP-2161 (L.U. No. 542; 20055634 HKK; N 050514 HKK).

Attachments: Committee Report

Res 1135-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050305 HAK, approving the designation of 768 and 770 Decatur Street (Block 1507, Lots 32 and 33) and 1696, 1698, 1700, 1708, and 1712 Broadway (Block 1507, Lots 35-37, 39 and 41), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 431; C 050305 HAK).

Attachments: Committee Report

Res 1136-2005 **Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050311 HAX, approving the designation of property located 1345 Shakespeare Avenue (Block 2520, Lot 53); 1407, 1401, 1397, 1391, 1404, 1418, 1426, 1430 and 1450 Jesup Avenue (Block 2872, Lots 35-38, 58, 60, 62, 66, 68 and 189), the Bronx, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 1345 Shakespeare Avenue (Block 2520, Lot 53); 1407, 1404, 1418, 1426, 1430 and 1450 Jesup Avenue (Block 2872, Lots 35, 58, 60, 62, 66, 68 and 189), the Bronx (L.U. No. 439; C 050311 HAX).**

Attachments: Committee Report

Res 1137-2005 **Resolution approving the decision of the City Planning Commission on ULURP No. C 050318 PQX (L.U. No. 440), for the acquisition of property located at 1404 Jesup Avenue (Block 2872, Lots 58 and 60); 1407 Jesup Avenue (Block 2872, Lot 35); 1418 Jesup Avenue (Block 2872, Lot 62); 1426 Jesup Avenue (Block 2872, Lot 66); 1430 Jesup Avenue (Block 2872, Lot 68); and 1450 Jesup Avenue (Block 2872, Lot 189), the Bronx, to facilitate the development of 4 buildings.**

..Body

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on July 19, 2005 its decision dated July 13, 2005 (the "Decision") on the application submitted pursuant to Section 197-c of the New York City Charter by the Department of Housing Preservation and Development for the acquisition of property located at 1404 Jesup Avenue (Block 2872, Lots 58 and 60); 1407 Jesup Avenue (Block 2872, Lot 35); 1418 Jesup Avenue (Block 2872, Lot 62); 1426 Jesup Avenue (Block 2872, Lot 66); 1430 Jesup Avenue (Block 2872, Lot 68); and 1450 Jesup Avenue (Block 2872, Lot 189); Community District 4, Borough of the Bronx (the "Site"), to facilitate the development of four buildings, tentatively known as Highbridge Apartments, with approximately 315 residential units for low-income families (ULURP No. C 050318 PQX) (the "Application");

WHEREAS, the Application is related to Application Number C 050311 HAX (L.U. No. 439), an urban development action area project designation and project approval and disposition of property;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(2) and (3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on August 15, 2005;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application; and

WHEREAS, the Council has considered the relevant environmental issues and the Negative Declaration, issued on February 1, 2005 (CEQR No. 05HPD015X);

RESOLVED:

The Council finds that the actions described herein will have no significant effect on the environment;

Pursuant to Section 197-d of the City Charter and on the basis of the Application and Decision, the Council approves the Decision.

Adopted.

Office of the City Clerk, }
The City of New York, } ss.:

I hereby certify that the foregoing is a true copy of a Resolution passed by The Council of The City of New York on August 17, 2005, on file in this office.

.....
City Clerk, Clerk of The Council

Attachments: Committee Report

Res 1138-2005 **Resolution approving an Urban Development Action Area Project located at 2323 Loring Place North (Block 3225/Lot 171), the Bronx, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 450; 20055491 HAX).**

Attachments: Committee Report

Res 1139-2005 Resolution approving an Urban Development Action Area Project located at 248 East 3rd Street (Block 385/Lot 29), Manhattan, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 455; 20055496 HAM).

Attachments: Committee Report

Res 1140-2005 Resolution approving the decision of the City Planning Commission on ULURP No. C 050376 ZMM, a Zoning Map change (L.U. No. 484).

Attachments: Committee Report

Res 1141-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050377 HAM, approving the designation of 53, 55 and 57 East 131st Street (Block 1756, Lots 30-32); 1948-52 Park Avenue (Block 1756, Lot 37); and 50, 52-54, 56 and 58 East 132nd Street (Block 1756, Lots 39-41 and 43), Manhattan, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of such property to a developer selected by the Department of Housing Preservation and Development (L.U. No. 485; C 050377 HAM).

Attachments: Committee Report

Res 1142-2005 Resolution approving the decision of the City Planning Commission on an application submitted by the Department of Housing Preservation and Development, ULURP No. C 050383 HAK, approving the designation of 433-441 DeWitt Avenue (Block 4318, Lots 31-34), Brooklyn, as an Urban Development Action Area, approving the project for the area as an Urban Development Action Area Project, and approving the disposition of 433, 437 and 441 DeWitt Avenue (Block 4318, Lots 31, 32 and 34) to a developer selected by the Department of Housing Preservation and Development (L.U. No. 486; C 050383 HAK).

Attachments: Committee Report

Res 1143-2005 Resolution approving an Urban Development Action Area Project located at 82 Rogers Avenue (Block 1232/Lot 26), 367 Sterling Place (Block 1166/Lot 96), 455 Eastern Parkway (Block 1261/Lot 64), 658 Dean Street (block 1137/Lot 45), 818 St. Johns Place (Block 1254/Lot 31), 930 Pacific Street (Block 1132/Lot 25), 1271 St. Marks Avenue (Block 1356/Lot 70), 1687 Dean Street (Block 1342/Lot 71), and 1689 Dean Street (Block 1342/Lot 71), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 488; 20055592 HAK).

Attachments: Committee Report

Res 1144-2005 Resolution approving an Urban Development Action Area Project located at 387 New Jersey Avenue (Block 3756/Lot 7), 396 Vermont Street (Block 3756/Lot 40), 477 Miller Avenue (Block 4041/Lot 6), 770 Wortman Avenue (Block 4549/Lot 6), 305 Bradford Street (Block 3742/Lot 7), 318 Van Siclen Avenue (Block 4009/Lot 35), 427 Van Siclen Avenue (Block 4042/Lot 3), 778-80 Wortman Avenue a.k.a. 988 Autumn Avenue (Block 4549/Lot 10), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 489; 20055593 HAK).

Attachments: Committee Report

Res 1145-2005 Resolution approving an Urban Development Action Area Project located at 700 Lafayette Avenue, a.k.a. 246 Tompkins Avenue (Block 1791/Lot 10), Brooklyn, and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, pursuant to Sections 693 and 694 of the General Municipal Law (L.U. No. 532; 20065012 HAK).

Attachments: Committee Report

Res 1146-2005 **Resolution affirming the designation by the Landmarks Preservation Commission of the Summit Hotel (now Doubletree Metropolitan Hotel) located at 569-573 Lexington Avenue (a.k.a. 132-166 East 51st Street) (Block 1305, Lot 50), Manhattan, Designation List No. 363, LP-2176 (L.U. No. 535; 20055613 HKM; N 050479 HKM).**

Attachments: Committee Report

Parks

Int 0566-2005 **A Local Law to create a temporary task force to study the feasibility of transferring city-owned wetlands to the jurisdiction of the department of parks and recreation.**

Attachments: Committee Report 3/31/05, Hearing Transcript 3/31/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Fiscal Impact Statement-A, Hearing Transcript - Stated Meeting 7/27/05, Local Law

Enactment No: 2005/083

Transportation

Int 0699-2005 **A Local Law to amend the administrative code of the city of New York, in relation to licensing of stoop line stands contingent upon certification that such stand does not obstruct pedestrian traffic.**

Attachments: Committee Report 8/17/05, Fiscal Impact Statement, Mayor's Veto Message, Committee Report 10/3/05, Hearing Transcript 10/3/05, Hearing Transcript - Stated Meeting 10/11/05

General Order Calendar

Int 0566-2005 **A Local Law to create a temporary task force to study the feasibility of transferring city-owned wetlands to the jurisdiction of the department of parks and recreation.**

Attachments: Committee Report 3/31/05, Hearing Transcript 3/31/05, Committee Report 6/21/05, Committee Report 8/17/05, Hearing Transcript 8/17/05, Fiscal Impact Statement-A, Hearing Transcript - Stated Meeting 7/27/05, Local Law

Enactment No: 2005/083

T2004-0073

Commissioner of Deeds

Attachments: Hearing Transcript - Charter Meeting 1/7/04, Hearing Transcript - Stated Meeting 1/2/04, Hearing Transcript - Stated Meeting 2/4/04, Hearing Transcript - Stated Meeting 2/26/04, Hearing Transcript - Stated Meeting 3/10/04, Hearing Transcript - Stated Meeting 3/24/04, Hearing Transcript - Stated Meeting 4/1/04, Hearing Transcript - Stated Meeting 4/21/04, Hearing Transcript - Stated Meeting 5/5/04, Hearing Transcript - Stated Meeting 5/19/04, Hearing Transcript - Stated Meeting 6/7/04, Hearing Transcript - Stated Meeting 6/21/04, Hearing Transcript - Stated Meeting 6/22/04, Hearing Transcript - Stated Meeting 6/24/04, Hearing Transcript - Stated Meeting 6/28/04, Hearing Transcript - Stated Meeting 7/21/04, Hearing Transcript - Stated Meeting 8/12/04, Hearing Transcript - Stated Meeting 9/9/04, Hearing Transcript - Stated Meeting 9/28/04, Hearing Transcript - Stated Meeting 10/13/04, Hearing Transcript - Stated Meeting 10/27/04, Hearing Transcript - Stated Meeting 11/10/04, Hearing Transcript - Stated Meeting 11/23/04, Hearing Transcript - Stated Meeting 12/7/04, Hearing Transcript - Stated Meeting 12/15/04, Hearing Transcript - Charter Meeting, Hearing Transcript - Stated Meeting 1/19/05, Hearing Transcript - Stated Meeting 2/2/05, Hearing Transcript - Stated Meeting 2/16/05, Hearing Transcript - Stated Meeting 3/9/05, Hearing Transcript - Stated Meeting 4/20/05, Hearing Transcript - Stated Meeting 6/8/05, Hearing Transcript - Stated Meeting 10/11/05

The Public Advocate (Ms. Gotbaum) put the question whether the Council would agree with and adopt such reports, which were decided in the affirmative by the following vote:

A motion was made that these files be approved by consent vote.

Affirmative, 47 -

Speaker Miller, Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Comrie Jr., Dilan, de Blasio, Felder, Fidler, Foster, Gallagher, Gennaro, Gentile, Gerson, Gioia, Gonzalez, Jackson, James, Katz, Koppell, Lanza, Liu, Lopez, Martinez, McMahon, Monserrate, Moskowitz, Nelson, Oddo, Perkins, Provenzano, Quinn, Recchia Jr., Reyna, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vallone Jr., Vann, Weprin, Yassky and Arroyo

Excused, 4 -

Baez, Jennings Jr., Palma and Reed

The following files were removed from the General Order Calendar and voted separately: Int No. 186-A, Int No. 468-A, Int No. 593-A, Int No. 594-A, Int No. 615-A and Int No. 699.

See files for individual votes.

(Also, veto override votes were taken and were successful for Int No. 186-A, Int No. 593-A, Int No. 594-A and Int No. 615)

13. Introduction & Reading of Bills
See Attached

14. Discussion of Resolutions

15. Resolutions

Res 1119-2005 Resolution in support of efforts for a referendum on class size reduction in New York City's Public Schools.

Attachments: Committee Report

Pursuant to Rule 8.50 of the Council, the Public Advocate (Ms. Gotbaum) called for a voice vote. Hearing no objections, the Public Advocate (Ms. Gotbaum) declared the Resolution to be adopted.

Adopted unanimously by the Council by voice-vote.

A motion was made that this Resolution be Approved, by Council approved by Voice Vote.

16. General Discussion

17. Extension of Remarks

INTRODUCTION AND READING OF BILLS

Int 0693-2005 A Local Law to amend the administrative code of the city of New York, in relation to establishing a Chinatown/Lower East Side empire zone and the repeal of section 22-715 of such code.

Sponsors: By The Speaker (Speaker Miller) and Council Members Gerson, Brewer, Gennaro, Liu, Sanders Jr., Weprin and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report, Local Law

This Introduction was Referred to Comm by Council to the Committee on Economic Development

Enactment No: 2005/084

Int 0694-2005 A Local Law to amend the administrative code of the city of New York, in relation to establishing a comprehensive heat emergency assistance program for low-income senior citizens and persons with disabilities.

Sponsors: By The Speaker (Speaker Miller) and The Speaker (Speaker Quinn), Council Members Addabbo Jr., Avella, Barron, Boyland, Brewer, Clarke, Fidler, Foster, Gennaro, Gentile, Gerson, Gonzalez, James, Koppell, Liu, Nelson, Perkins, Sanders Jr., Seabrook, Sears, Stewart, Vann and Weprin

This Introduction was Referred to Comm by Council to the Committee on Economic Development

Res 1119-2005 Resolution in support of efforts for a referendum on class size reduction in New York City's Public Schools.

Sponsors: By The Speaker (Speaker Miller) and Council Members Weprin, Jackson, The Speaker (Speaker Quinn), Recchia Jr., Liu, Gioia, Barron, Boyland, Clarke, Fidler, Gennaro, Gentile, Gerson, Gonzalez, James, Perkins, Rivera, Sanders Jr., Seabrook, Stewart, Vann and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Finance

Res 1120-2005 Resolution calling upon the New York State Legislature to pass a bill to amend the education law in relation to the establishment of an Independent Institute for Research and Accountability, which would provide the public with an ongoing evaluation and assessment of programs and initiatives at the New York City Department of Education.

Sponsors: By The Speaker (Speaker Miller) and Council Members Addabbo Jr., Brewer, Gennaro, Gentile, James, Koppell, Perkins, Seabrook, Stewart and Weprin

This Resolution was Referred to Comm by Council to the Committee on Education

Int 0695-2005 A Local Law to amend the administrative code of the City of New York, in relation to requiring compensation to property owners for damage to or loss of private property or property or infrastructure owned by the City resulting from work undertaken by the City of New York.

Sponsors: By Council Members Comrie Jr., Addabbo Jr., Clarke, Foster, James, Liu, McMahon, Nelson, Rivera, Sanders Jr., Seabrook, Sears, Stewart, Vann and Weprin

This Introduction was Referred to Comm by Council to the Committee on Housing and Buildings

Int 0696-2005 A Local Law to amend the administrative code of the city of New York, in relation to renewal applications of certain full-term mobile food vendor permits.

Sponsors: By Council Members Felder, The Speaker (Speaker Quinn), Recchia Jr., Avella, Barron, Brewer, Fidler, Liu and Stewart

Attachments: Committee Report 12/13/05, Committee Report 12/21/05

This Introduction was Referred to Comm by Council to the Committee on Health

Enactment No: 2005/128

Int 0697-2005 A Local Law to amend the administrative code of the city of New York, in relation to raising the legal age to buy tobacco to nineteen years.

Sponsors: By Council Members Gennaro, The Speaker (Speaker Quinn), Brewer, Foster, Gerson, Gonzalez, James, Liu, Reyna, Seabrook, Vallone Jr. and Oddo

This Introduction was Referred to Comm by Council to the Committee on Health

Int 0698-2005 A Local Law to amend the administrative code of the city of New York, in relation to restricting the use of eminent domain by the city of New York.

Sponsors: By Council Members James, Barron, Brewer, Gentile, Gerson, Katz, Liu, Lopez, Martinez, McMahon, Monserrate, Perkins, Seabrook, Vallone Jr., Vann, Recchia Jr., Lanza and Oddo

This Introduction was Referred to Comm by Council to the Committee on Economic Development

Res 1121-2005 Resolution of the Council of the City of New York, providing exemptions from sales and compensating use taxes for receipts from sales of, and consideration given or contracted to be given for, or for the use of, residential solar energy systems equipment and services exempt from State sales and compensating use taxes pursuant to subdivision (ee) of section 1115 of the New York Tax Law, pursuant to the authority of Article 29 of the Tax Law of the State of New York.

Sponsors: By Council Members Koppell, The Speaker (Speaker Miller), Gennaro, Gentile, Gerson, Liu, Perkins, Rivera, Sanders Jr., Seabrook, Stewart and Weprin

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Finance

Int 0699-2005 A Local Law to amend the administrative code of the city of New York, in relation to licensing of stoop line stands contingent upon certification that such stand does not obstruct pedestrian traffic.

Sponsors: By Council Members Liu, Reed, The Speaker (Speaker Miller), Addabbo Jr., Comrie Jr., Gentile, Gerson, Martinez, McMahon, Moskowitz, The Speaker (Speaker Quinn), Sanders Jr., Seabrook, Sears, Vallone Jr., Weprin, Fidler, Gennaro, Gonzalez, Reyna and Katz

Attachments: Committee Report 8/17/05, Fiscal Impact Statement, Mayor's Veto Message, Committee Report 10/3/05, Hearing Transcript 10/3/05, Hearing Transcript - Stated Meeting 10/11/05

This Introduction was Referred to Comm by Council to the Committee on Transportation

Res 1122-2005 **Resolution denouncing state legislation, such as that proposed by Assemblyman Hikind, calling for racial profiling for law enforcement purposes and reaffirming the New York City Council's opposition to racial profiling.**

Sponsors: By Council Members Monserrate, Lopez, Barron, Brewer, Clarke, Gerson, James, Liu, Reyna, Seabrook, Vann, Reed and Katz

This Resolution was Referred to Comm by Council to the Committee on Public Safety

Int 0700-2005 **A Local Law to amend the effective date of local law one of the year 2002.**

Sponsors: By Council Members Moskowitz, The Speaker (Speaker Miller), The Speaker (Speaker Quinn), Katz, Rivera, Comrie Jr., Brewer, Sears, Reyna, Weprin, Liu, Seabrook and The Public Advocate (Public Advocate Gotbaum)

Attachments: Committee Report 10/31/05, Hearing Transcript 10/31/05

This Introduction was Referred to Comm by Council to the Committee on Health

Enactment No: 2005/109

Int 0701-2005 **A Local Law to amend the administrative code of the city of New York, in relation to quarterly reporting regarding commercial establishments that receive the greatest number of noise complaints and violations.**

Sponsors: By Council Members Moskowitz, Brewer, Fidler, Gentile, Koppell, Liu, Nelson and Seabrook

This Introduction was Referred to Comm by Council to the Committee on Environmental Protection

Int 0702-2005 **A Local Law to amend the administrative code of the city of New York, in relation to requiring the placement of two-way radios, cellular phones and tracking devices on school buses.**

Sponsors: By Council Members Nelson, Avella, Barron, Gentile, Gerson, James, Koppell, McMahon, Perkins, Seabrook, Weprin and Liu

Attachments: Hearing Transcript

This Introduction was Referred to Comm by Council to the Committee on Transportation

Attachments: Hearing Transcript

This Introduction was Referred to Comm by Council to the Committee on Education

- Int 0703-2005** **A Local Law to amend the administrative code of the city of New York, in relation to increasing civil penalties for damaging houses of religious worship or religious articles therein.**
- Sponsors:** By Council Members Oddo, Gallagher, Lanza, The Speaker (Speaker Miller), Addabbo Jr., Arroyo, Avella, Fidler, Gennaro, Gentile, Jackson, James, Martinez, McMahon, Nelson, Recchia Jr., Stewart, Vallone Jr., Weprin, Brewer, Clarke, Foster, Gerson, Gonzalez, Koppell, Liu, Perkins, Rivera, Sanders Jr., Vann, Reed and Katz
- Attachments:** Committee Report
- This Introduction was Referred to Comm by Council to the Committee on Public Safety**
- Enactment No:** 2005/102
-
- Int 0704-2005** **A Local Law to amend the New York City Charter in relation to annual reporting of lobbying activities before community boards.**
- Sponsors:** By Council Members Perkins, Barron, Brewer, Gerson and Liu
- This Introduction was Referred to Comm by Council to the Committee on Governmental Operations**
-
- Int 0705-2005** **A Local Law to amend the administrative code of the city of New York, in relation to allowing the council to direct the landmarks preservation commission to hold a public designation hearing.**
- Sponsors:** By Council Members Perkins, Barron, Brewer, Clarke, Gentile, James, Liu, Moskowitz, Sanders Jr., Seabrook, Reed, Gennaro, Lopez, Stewart, Koppell, Fidler, Yassky, Addabbo Jr., Jackson, Palma, Weprin, Gerson and de Blasio
- This Introduction was Referred to Comm by Council to the Committee on Land Use**
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- Res 1123-2005** **Resolution commemorating the 60th anniversary of the bombing of Hiroshima, Japan on August 6, 2005 and Nagasaki, Japan on August 9, 2005, and calling upon Mayor Michael R. Bloomberg to sign a Mayoral Statement supporting the commencement of negotiations on the elimination of nuclear weapons, and further calling upon the United States Congress and President George W. Bush to support the immediate commencement of such negotiations.**
- Sponsors:** By Council Members Perkins, Barron, James, Liu, Rivera, Sanders Jr., Seabrook and Vann
- This Resolution was Referred to Comm by Council to the Committee on Cultural Affairs, Libraries and International Intergroup Relations**

Res 1124-2005 **Resolution urging all New York State Legislators to oppose any legislation that would permit racial profiling for law enforcement purposes.**

Sponsors: By Council Members Perkins, Barron, Boyland, Brewer, James, Liu, Seabrook, Sears and Reed

This Resolution was Referred to Comm by Council to the Committee on Public Safety

SLR 0142-2005 **State Legislation Resolution requesting the New York State Legislature to pass bills introduced by Senator Maltese, S.1958-A, and Assembly Member Seminerio, A.3866-A, "AN ACT to amend the retirement and social security law, in relation to eligibility of uniformed personnel of the New York city department of correction for ordinary disability benefits".**

Sponsors: By Council Members Rivera and Seabrook

This SLR was Referred to Comm by Council to the Committee on State and Federal Legislation

Int 0706-2005 **A Local Law to amend the administrative code of the city of New York, in relation to restricting general vending and food vending on certain streets.**

Sponsors: By Council Members Sears, Avella, Koppell, The Speaker (Speaker Quinn) and Gallagher

This Introduction was Referred to Comm by Council to the Committee on Transportation

Int 0707-2005 **A Local Law to amend the New York city charter, in relation to limiting the use of government funds and resources prior to elections.**

Sponsors: By Council Members Weprin, Liu and Seabrook

This Introduction was Referred to Comm by Council to the Committee on Governmental Operations

Res 1125-2005 **Resolution concerning the establishment of the DUMBO Business Improvement District in the Borough of Brooklyn and setting the date, time and place for the public hearing to hear all persons interested in the establishment of such district.**

Sponsors: By Council Members Weprin, Yassky, Gentile and Seabrook (by request of the Mayor)

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Finance

Res 1126-2005 **Resolution concerning the amendment to the Metrotech Area Business Improvement District Plan which provides for a change in the method of assessment upon which the district charge is based, and setting the date, time and place for the hearing of the local law amending the District Plan for the Metrotech Area Business Improvement District.**

Sponsors: By Council Members Weprin, Yassky, James and Seabrook (by request of the Mayor)

Attachments: Committee Report

This Resolution was Referred to Comm by Council to the Committee on Finance

Int 0708-2005 **A Local Law to amend the administrative code of the city of New York, in relation to reducing no-fault motor vehicle insurance fraud.**

Sponsors: By Council Members Yassky, Nelson, Barron, Brewer, Fidler, Gentile, Gerson, Liu, Seabrook and Jackson

Attachments: Committee Report 10/31/05, Hearing Transcript 10/31/05, Committee Report 12/21/05

This Introduction was Referred to Comm by Council to the Committee on Health

Res 1127-2005 **Resolution calling upon the United States Senate to reject the nomination of John G. Roberts, Jr. as an Associate Justice to the Supreme Court of the United States.**

Sponsors: By Council Members Yassky, The Speaker (Speaker Quinn), Barron, Brewer, Foster, James and Seabrook

This Resolution was Referred to Comm by Council to the Committee on State and Federal Legislation

LU 0536-2005 **Zoning resolution amendment application no. 20050281 ZRM, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Manhattan, Council District no. 1, relating: amending Z.R. Sections 111-02, 111-50, regarding the enlargement of loft buildings in the Tribbecca Mixed-Use District.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0537-2005 **Uniform land use review procedure application no. 050282 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to allow modify use regulations 11-50 of the Zoning Resolution.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0538-2005 **Uniform land use review procedure application no. 050283 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to modify the regulations of 111-02 and 111-111(e) to allow the enlargement of a six story building.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0539-2005 **Uniform land use review procedure application no. 050284 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to modify the use regulations of Section 42-00 to allow community facility uses 1st, 2nd, 3rd floors of a building.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

- LU 0540-2005** **Uniform land use review procedure application no. 050285 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 1 to allow an accessory parking garage.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises
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- LU 0541-2005** **Zoning resolution amendment application no. 050417 ZRM, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Manhattan, Council District no. 1, relating: to amending Z.R. Sections 84-03, 84-031, 84-12, and 84-135.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises
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- LU 0542-2005** **Landmarks Preservation Commission designation no. DL – 364, LP – 2161, pursuant to §3020 of the New York City Charter, concerning the designation of the Smith, Gray & Company, located at 103 Broadway, Borough of Brooklyn, Council District no. 34, as a landmark. (Non-ULURP no. 20055634 HKK).**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use
- This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses
-
- LU 0543-2005** **Uniform Land Use Review Procedure application no. 050482 ZMQ, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Queens, Council District no. 19.**
- Sponsors:** By Council Member Katz
- This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0544-2005 **Uniform Land Use Review Procedure application no. 050453 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District nos. 49,50,51.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0545-2005 **Uniform Land Use Review Procedure application no. 050454 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District nos. 49,50,51.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0546-2005 **Uniform Land Use Review Procedure application no. 050455 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District nos. 49,50,51.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Stated Meeting 10/11/05

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Hearing Transcript - Stated Meeting 10/11/05

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0547-2005 **Uniform Land Use Review Procedure application no. 050180 ZMR, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Staten Island, Council District no. 50.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Zoning 11/14, Hearing Transcript - Land Use 11/15

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Hearing Transcript - Zoning 11/14, Hearing Transcript - Land Use 11/15

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0548-2005 **Uniform Land Use Review Procedure application no. 050442 ZMX, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Bronx, Council District no. 13.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0549-2005 **Landmarks Preservation Commission designation no. DL – 365, LP – 2179, pursuant to §3020 of the New York City Charter, concerning the designation of the John De Groot House, located at 1674 Richmond Terrace , Borough of Staten Island, Council District no. 49, as a landmark. (Non-ULURP no. 20065007 HKR).**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0550-2005 **The submission of a site plan by the New York City School Construction Authority, pursuant to §1732 of the New York State Public Authorities Law, for a school, 650 seat Primary/Intermediate School Facility , to be located at southwest corner of Jamaica Avenue & Richmond Street, Borough of Brooklyn, Council District no. 37. (Non-ULURP no. 20065023 SCK)**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0551-2005 **Zoning resolution amendment application no. 040541 ZRQ, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Borough of Queens, Council District no. 25, relating: relating to Article VII, Chapter 4 (special permits by the City Planning Commission) concerning 74-93 special commercial developments in commercial districts.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0552-2005 **Uniform land use review procedure application no. 040542 ZSQ, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 25 facilitate the enlargement of a mixed use development. 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.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0553-2005 Uniform land use review procedure application no. 860562(A) ZSQ, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Queens, Council District no. 25 to facilitate the enlargement of a mixed use development. 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.

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0554-2005 Uniform land use review procedure application no. C 050527 HAX, an Urban Development Action Area Designation, Project, and the disposition of such property located at 871 and 875 East 179th Street, Borough of the Bronx, Council District no. 15. This matter is subject to Council Review and action pursuant to §197-c and §197-d of the New York City Charter and Article 16 of the General Municipal Law.

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0555-2005 Application no. 20055657 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of La Pala LLC, to establish, maintain and operate an unenclosed sidewalk café located at 198 Allen Street, Borough of Manhattan, Council District no. 1. 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 §20-226(g) of the New York City Administrative Code.

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0556-2005 Uniform land use review procedure application no. 040473 ZSM, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Manhattan, Council District no. 3 to allow an attended public parking garage. 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.

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Zoning and Franchises

LU 0557-2005 Uniform land use review procedure application no. 20050027 PQQ, pursuant to §197-c and §197-d of the New York City Charter, concerning the acquisition of real property located at 306 Rutledge Street, Borough of Brooklyn, Council District no. 33, for continued use as a sanitation garage. 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.

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Landmarks, Public Siting and Maritime Uses

LU 0558-2005 Application no. 20065050 HAX, an Urban Development Action Area Project located at 703 East 156th Street, Council District no. 17, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development and pursuant to Section 696 of the General Municipal Law for an exemption from real property taxes.

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0559-2005 **Application no. 20065051 HAM, an Urban Development Action Area Project located at 306 West 115th Street, Council District no. 9, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

Attachments: Hearing Transcript - Land Use 11/15/05

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

Attachments: Hearing Transcript - Land Use 11/15/05

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0560-2005 **Application no. 20065052 HAM, an Urban Development Action Area Project located at 254 East 125th Street, Council District no. 8, Borough of Manhattan. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

LU 0561-2005 **Application no. N 050428 MEM, pursuant to §197-d of the New York City Charter concerning an amendment to the City Map, Borough of Manhattan, Council District no. 1. 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.**

Sponsors: By Council Member Katz

This Land Use Application was Referred to Comm by Council to the Committee on Land Use

This Land Use Application was Referred to Comm by Council to the Subcommittee on Planning, Dispositions and Concessions

At this point the Speaker (Council Member Miller) made the following announcements:

Whereupon on motion of the Speaker (Council Member Miller), the Clerk of the Council adjourned to meet again on Thursday, September 15, 2005.

*VICTOR L. ROBLES, City Clerk
Clerk of the Council*