



Legislation Details (With Text)

**File #:** Res 0744-2004    **Version:** \*    **Name:** LU 355 - ULURP, 400 Park Ave S, Manhattan (C040496ZMM)

**Type:** Resolution    **Status:** Adopted

**In control:** Committee on Land Use

**On agenda:** 12/15/2004

**Enactment date:**    **Enactment #:**

**Title:** Resolution approving the decision of the City Planning Commission on ULURP No. C 040496 ZMM, a Zoning Map change (L.U. No. 355).

**Sponsors:**

**Indexes:**

**Attachments:** 1. Committee Report, 2. Hearing Transcript - Stated Meeting 12/15/04

| Date       | Ver. | Action By             | Action                | Result |
|------------|------|-----------------------|-----------------------|--------|
| 12/14/2004 | *    | Committee on Land Use | Approved by Committee |        |
| 12/15/2004 | *    | City Council          | Approved, by Council  | Pass   |

THE COUNCIL OF THE CITY OF NEW YORK  
RESOLUTION NO. 744

Resolution approving the decision of the City Planning Commission on ULURP No. C 040496 ZMM, a Zoning Map change (L.U. No. 355).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on November 19, 2004 its decision dated November 17, 2004 (the "Decision"), on the application submitted by 400 Park Avenue South, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment to the Zoning Map (ULURP No. C 040496 ZMM) (the "Application");

WHEREAS, the Application is related to Applications Numbers C 040495 ZSM (L.U. No. 354), grant of a special permit and N 040497 ZRY (L.U. No. 356), an amendment to the text of the Zoning Resolution;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(1) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on December 13, 2004;

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 August 9, 2004 (CEQR No. 04DCP058M);

RESOLVED:

The Council finds that the action described herein will have no significant effect on the environment.

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, the Council approves the Decision.

The Zoning Resolution of the City of New York, effective as of December 15, 1961, and as subsequently amended, is further amended by changing the Zoning Map, Section No. 8d:

1. changing from a C5-2 District to a C5-3 District property bounded by East 28<sup>th</sup> Street, a line 100 feet westerly of Park Avenue South, East 27<sup>th</sup> Street, and Madison Avenue; and
2. changing from a C6-4A District to a C5-3 District property bounded by East 28<sup>th</sup> Street, Park Avenue South, East 27<sup>th</sup> Street, and a line 100 feet westerly of Park Avenue South,

as shown on diagram (for illustrative purposes only) dated August 9, 2004, Community District 5, Borough of Manhattan.

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 December 15, 2004, on file in this office.

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