



Legislation Details (With Text)

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**Title:** Resolution approving the decision of the City Planning Commission on ULURP Application No. C 190357 PQM, for the acquisition of property for a flood protection system, Borough of Manhattan, Community Districts 3 and 6 (L.U. No. 548; C 190357 PQM).

**Sponsors:** Rafael Salamanca, Jr., Adrienne E. Adams

**Indexes:**

**Attachments:** 1. Resolution, 2. September 25, 2019 - Stated Meeting Agenda with Links to Files, 3. Land Use Calendar - September 30, 2019 and October 4, 2019, 4. Hearing Transcript - Stated Meeting 9-25-19, 5. Hearing Transcript - Landmarks 10-3-19, 6. Hearing Testimony - Landmarks 10-3-19, 7. Land Use Calendar - Week of November 4, 2019 - November 8, 2019, 8. Land Use Calendar - November 12, 2019, 9. Hearing Transcript - Landmarks 11-4-19, 10. REVISED - Land Use Calendar - November 12, 2019, 11. Hearing Transcript - Land Use 11-12-19, 12. November 14, 2019 - Stated Meeting Agenda with Links to Files, 13. Hearing Transcript - Stated Meeting 11-14-19, 14. Minutes of the Stated Meeting - November 14, 2019, 15. City Planning Commission Approval Letter, 16. Committee Report

Date	Ver.	Action By	Action	Result
11/12/2019	*	Committee on Land Use	Approved by Committee with Modifications and Referred to CPC	
11/14/2019	*	City Council	Approved, by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK  
RESOLUTION NO. 1163**

**Resolution approving the decision of the City Planning Commission on ULURP Application No. C 190357 PQM, for the acquisition of property for a flood protection system, Borough of Manhattan, Community Districts 3 and 6 (L.U. No. 548; C 190357 PQM).**

By Council Members Salamanca and Adams

WHEREAS, the Department of Transportation, the Department of Environmental Protection, and the Department of Citywide Administrative Services, filed an application pursuant to Section 197-c of the New York City Charter for the acquisition of property located at:

1. The northeast corner of Montgomery Street and the FDR Drive, on the block bounded by Water Street, Gouverneur Slip, the FDR Drive, and Montgomery Street (Block 244, p/o Lot 19), Manhattan Community District 3;
2. Approximately the center of the block bound by Delancey Street, the FDR Drive, Grand Street, and Lewis Street (Block 321, p/o Lot 1), Manhattan Community District 3;
3. The southeast corner of Columbia and East Houston Streets, on the block bound by East Houston Street, the FDR Drive, Delancey Street, and Columbia Street (Block 323, p/o Lot 1), Manhattan Community District 3;
4. The west side of the FDR Drive between East 14<sup>th</sup> and East 10<sup>th</sup> Streets (Block 367, p/o Lot 1), Manhattan Community

District 3;

5. The west side of the FDR Drive between East 15<sup>th</sup> and East 14<sup>th</sup> Streets (Block 988, p/o Lot 1), Manhattan Community District 6;
6. The west side of the FDR Drive between Avenue C and the FDR Drive (Block 990, p/o Lot 1), Manhattan Community District 6;
7. The southwest corner East 25<sup>th</sup> Street and Asser Levy Place, on the block bound East 25<sup>th</sup> Street, Asser Levy Place, East 23<sup>rd</sup> Street, and First Avenue, (Block 995, p/o Lot 5), Manhattan Community District 6; and
8. Part of the east side of the FDR Drive Right of Way between Avenue C and East 15<sup>th</sup> Street, Manhattan Community District 6; for a flood protection system.

which in conjunction with the related action would facilitate the development of the East Side Coastal Resiliency (“ESCR”) project, a comprehensive flood protection system along the East River in Manhattan Community Districts 3 and 6 (ULURP No. C 190357 PQM), (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on September 24, 2019, its decision dated September 23, 2019 (the “Decision”) on the Application;

WHEREAS, the Application is related to application N 190356 ZRM (L.U. No. 549), a text amendment to Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) to satisfy the requirements of Zoning Resolution (“ZR”) Section 62-50 and Section 62-60.

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

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 3, 2019;

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

WHEREAS, the Council has considered the relevant environmental issues, including the positive declaration, issued on October 28, 2015 (CEQR No. 15DPR013M) and a Final Environmental Impact Statement (“FEIS”) for which a Notice of Completion was issued on September 13, 2019, in which the proposed project as analyzed in the FEIS identified the potential for significant adverse impacts with respect to construction (open space, transportation, noise) and urban design and visual resources (views) .

RESOLVED:

Having considered the FEIS with respect to the Decision and Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable; and

(3) The adverse environmental impacts identified in the FEIS will be minimized or avoided to the maximum extent practicable by incorporating as conditions to the approval, those project components related to the environment and mitigation measures that were identified as practicable.

The Decision, together with the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of this determination, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Section 197-d of the City Charter and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 190357 PQM, incorporated by reference herein, and the record before the Council, 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 November 14, 2019, on file in this office.

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City Clerk, Clerk of The Council