



Legislation Details (With Text)

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In control: Committee on Land Use

On agenda: 7/20/2017

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Title: Resolution approving an Urban Development Action Area Project pursuant to Article 16 of the General Municipal Law for property located at 99-19 203rd Street (Block 10850, Lot 29), 202-02 111th Avenue (Block 10960, Lot 604), and 190-17 109th Road (Block 10923, Lot 26), Borough of Queens; and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, Community District 12, Borough of Queens (L.U. No. 704; 20175521 HAQ).

Sponsors: David G. Greenfield, Rafael Salamanca, Jr.

Indexes:

Attachments: 1. June 21, 2017 - Stated Meeting Agenda with Links to Files, 2. Land Use Calendar - Week of July 17, 2017 - July 21, 2017, 3. Hearing Testimony - Planning 7-17-17, 4. Land Use Calendar - July 19, 2017, 5. Committee Report, 6. Project Summary, 7. July 20, 2017 - Stated Meeting Agenda with Links to Files, 8. Hearing Transcript - Stated Meeting 7-20-17, 9. Minutes of the Stated Meeting - July 20, 2017

Date	Ver.	Action By	Action	Result
7/19/2017	*	Committee on Land Use	Approved by Committee	
7/20/2017	*	City Council	Approved, by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1596**

Resolution approving an Urban Development Action Area Project pursuant to Article 16 of the General Municipal Law for property located at 99-19 203rd Street (Block 10850, Lot 29), 202-02 111th Avenue (Block 10960, Lot 604), and 190-17 109th Road (Block 10923, Lot 26), Borough of Queens; and waiving the urban development action area designation requirement and the Uniform Land Use Review Procedure, Community District 12, Borough of Queens (L.U. No. 704; 20175521 HAQ).

By Council Members Greenfield and Salamanca

WHEREAS, the New York City Department of Housing Preservation and Development ("HPD") submitted to the Council on June 7, 2017 its request dated May 30, 2017 that the Council take the following actions regarding the proposed Urban Development Action Area Project (the "Project") located at 99-19 203rd Street (Block 10850, Lot 29), 202-02 111th Avenue (Block 10960, Lot 604), and 190-17 109th Road (Block 10923, Lot 26), Community District 12, Borough of Queens (the "Exemption Area"):

1. Find that the present status of the Exemption Area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law;

2. Waive the area designation requirement of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the Project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law; and
5. Approve the exemption of the project from real property taxes pursuant to Section 696 of the General Municipal Law.

WHEREAS, the Project is to be developed on land that is an eligible area as defined in Section 692 of the General Municipal Law, consists solely of the rehabilitation or conservation of existing private or multiple dwellings or the construction of one to four unit dwellings, and does not require any change in land use permitted under the New York City Zoning Resolution;

WHEREAS, upon due notice, the Council held a public hearing on the Project on July 17, 2017;

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

RESOLVED:

The Council finds that the present status of the Exemption Area tends to impair or arrest the sound growth and development of the City of New York and that a designation of the Project as an Urban Development Action Area Project is consistent with the policy and purposes stated in Section 691 of the General Municipal Law.

The Council waives the area designation requirement pursuant to Section 693 of the General Municipal Law.

The Council waives the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law.

The Council approves the Project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law;

The Project shall be developed in a manner consistent with the Project Summary that HPD has submitted to the Council on June 7, 2017, a copy of which is attached hereto.

Pursuant to Section 696 of the General Municipal Law, the Council approves an exemption of the Exemption Area from real property taxes as follows:

- a. All of the value of the buildings, structures, and other improvements situated on the Exemption Area shall be exempt from local and municipal real property taxation, other than assessments for local improvements and land value, for a period of twenty (20) years, during the last ten (10) years of which such exemption shall decrease in equal annual decrements. Such exemption shall commence on the January 1st or July 1st (whichever shall first occur) following the date of issuance of the first

Letter of Completion or permanent Certificate of Occupancy by the Department of Buildings for a building located on the Exemption Area. Notwithstanding the foregoing, no exemption shall be granted hereunder if the cost of such rehabilitation is less than the assessed value of such building as determined in the tax year immediately preceding the grant of the tax exemption hereunder.

- b. The tax exemption granted hereunder shall terminate with respect to all or any portion of the Exemption Area if HPD determines that such real property has not been, or is not being, developed, used, and/or operated in compliance with the requirements of all applicable agreements made by the Sponsor or the owner of such real property with, or for the benefit of, the City of New York or HUD. HPD shall deliver written notice of any such determination of noncompliance to the owner of such real property and all mortgagees of record, which notice shall provide for an opportunity to cure of not less than ninety (90) days. If the noncompliance specified in such notice is not cured within the time period specified therein, the partial tax exemption granted hereunder shall prospectively terminate with respect to the real property specified therein.

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 July 20, 2017, on file in this office.

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City Clerk, Clerk of The Council