Legislation Details (With Text)

File #:	Res 0806-2011	**Version:**	*	**Name:**	LU 360 - Zoning, Amendment to Zoning Map (C090225ZMK)
Type:	Resolution			**Status:**	Adopted
				In control:	Committee on Land Use
On agenda:	4/28/2011				
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Title:	Resolution approving the decision of the City Planning Commission on ULURP No. C 090225 ZMK, a Zoning Map amendment (L.U. No. 360).				
Sponsors:	Leroy G. Comrie, Jr., Mark S. Weprin				
Indexes:					
Attachments:	1. Committee Report, 2. Hearing Transcript - Stated Meeting 4-28-11				

Date	Ver.	Action By	Action	Result
4/14/2011	*	Committee on Land Use	Approved by Committee	
4/28/2011	*	City Council	Approved, by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 806

Resolution approving the decision of the City Planning Commission on ULURP No. C 090225 ZMK, a Zoning Map amendment (L.U. No. 360).

By Council Members Comrie and Weprin

WHEREAS, the City Planning Commission filed with the Council on March 18, 2011 its decision dated March 16, 2011 (the "Decision"), on the application submitted by the Center for Negative Thinking LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map to rezone two lots on the north side of Carroll Street between Columbia and Van Brunt Streets from M1-1 to R6B in the Columbia Street neighborhood of Brooklyn (ULURP No. C 090225 ZMK) (the "Application");

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 April 4, 2011;

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 Conditional Negative Declaration issued on March 16, 2011, which included (E) designations. To avoid any potential impacts associated with noise, the proposed action will place (E) designations on Block 347, Lots 50 and 54 (CEQR No. 09DCP032K);

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment subject to the following conditions:

The applicant agrees via a restrictive declaration to prepare a Phase II Environmental Assessment Statement (ESA), hazardous materials sampling protocol and health and safety plans, which would be submitted to the Department of Environmental Protection (DEP) for approval. The applicant agrees to test and identify any potential hazardous material impact pursuant to the approved sampling protocols and, if any such impact is found, submit a hazardous material remediation plan including a health and safety plan to DEP for approval. If necessary, remediation measures would be undertaken pursuant to the remediation plans.

Pursuant to Sections 197-d and 200 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 090225 ZMK, incorporated by reference herein, 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 16a, changing from an M1 -1 District to an R6B District property bounded by a line 100 feet southwesterly of President Street, a line 240 feet northwesterly of Columbia Street, Carroll Street, and a line 375 feet northwesterly of Columbia Street, as shown on a diagram (for illustrative purposes only) dated October 25, 2010 and subject to the conditions of CEQR Declaration E-263, Community District 6, Borough of Brooklyn.

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 April 28, 2011, on file in this office.

City Clerk, Clerk of The Council