



Legislation Text

File #: Res 0790-2011, **Version:** *

THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 790

Resolution approving the decision of the City Planning Commission on ULURP No. M 900604 (A) ZMX, for a modification to Restrictive Declaration D-140 (C 900604 ZMX) involving property located at 166-175 Marine Street (Block 5639, Lots 23 and 40, and Block 5640, Lots 90 and 150), within the Special City Island District (L.U. No. 355).

By Council Members Comrie and Weprin

WHEREAS, the City Planning Commission filed with the Council on March 4, 2011 its decision dated March 2, 2011 (the "Decision"), on the application submitted by G.B.G. Inc., for the modification to Restrictive Declaration D-140 (C 900604 ZMX) involving property located at 166-175 Marine Street (Block 5639, Lots 23 and 40; and Block 5640, Lots 90 and 150), within the Special City Island District, to facilitate the development of the Sea Breeze Estates Development, a 36 unit residential development with an attached marina, Community District 10, Borough of the Bronx (ULURP No. M 900604 (A) ZMX) (the "Application");

WHEREAS, the Application is related to Application N 070384 ZRX (L.U. No. 356), an amendment of the text of the Zoning Resolution of the City of New York to modify the section relating to Article XI (Chapter 2 (Special City Island District), Appendix A (Special City Island District - Height Areas);

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 Final Environmental Impact Statement (FEIS) and the Technical Memorandum, for which a Notice of Minor Modification was issued on September 10, 2010, which concluded that the action represents a minor modification and does not alter the conclusions of the earlier review. Therefore, the Notice of Completion of the FEIS issued on July 19, 1991 remains valid (CEQR No. 89-040X);

RESOLVED:

The Council finds that the application will not result in environmental impacts substantially different from or greater than those described in the 1991 FEIS and would not alter the conclusions of the 1991 FEIS,

and that having considered such materials and the 1991 FEIS.

The Council finds that the requirements of the New York State Environmental Quality Review Act and regulations promulgated pursuant thereto have been met, and finds that the action to be approved is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable, by incorporating as conditions to the decision those mitigation measures that were identified as practicable.

The Council finds that the 1991 FEIS, the Technical Memorandum and the Notice of Minor Modification dated September 10, 2010 constitutes the written statement of facts that form the basis of the decision.

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, M 900604 (A) ZMX, incorporated by reference herein, 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 April 6, 2011, on file in this office.

City Clerk, Clerk of The Council