



Legislation Text

File #: Res 1230-2005, Version: *

**THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1230**

Resolution disapproving the decision of the City Planning Commission on ULURP No. M 030440 ZMK, for the cancellation of Restrictive Declaration D-15, to provide off-site accessory parking in connection with the development of a manufacturing facility on an adjacent parcel of land bounded by Walworth Street, DeKalb Avenue and Nostrand Avenue, on property located at 223/225 Spencer Street and 557 DeKalb Avenue (Block 1763, Lots 1, 2, and 62), Brooklyn (L.U. No. 604).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on September 19, 2005 its decision dated September 14, 2005 (the "Decision"), on the application submitted by Middleland, Inc. for the cancellation of Restrictive Declaration D-15, which was previously approved in connection with an application for a Zoning Map amendment (CP-23030), which provides that the property located at Block 1763, Lots 1, 2, and 62, in an M1-5 District shall be used only as an accessory parking lot for the I.B.M. plant, Community District 3, Borough of Brooklyn (ULURP No. M 030440 ZMK) (the "Application");

WHEREAS, the Application is related to ULURP Application Number C 030276 ZMK (L.U. No. 605), an amendment to the Zoning Map, changing from an M1-5 to an R6 District;

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

WHEREAS, the subject application is a request by Middleland, Inc. to cancel Restrictive Declaration D -15 as it relates to the subject property so as to permit off-site accessory parking;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on October 24, 2005;

WHEREAS, the Council has considered the relevant environmental issues and the Conditional Negative Declaration, issued on August 8, 2005 (CEQR No. 03DCP038K); and

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

RESOLVED:

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, the Council disapproves 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 October 27, 2005, on file in this office.

City Clerk, Clerk of The Council