



## Legislation Details (With Text)

<b>File #:</b>	Res 1657-2013	<b>Version:</b>	*	<b>Name:</b>	LU 749 - Zoning, West 58th St, Eleventh Ave, West 57th St and Twelfth Ave, Manhattan (120396 ZMM)
<b>Type:</b>	Resolution	<b>Status:</b>		<b>In control:</b>	Adopted Committee on Land Use
<b>On agenda:</b>	2/6/2013				
<b>Enactment date:</b>		<b>Enactment #:</b>			
<b>Title:</b>	Resolution approving the decision of the City Planning Commission on ULURP No. C 120396 ZMM, a Zoning Map amendment (L.U. No. 749).				
<b>Sponsors:</b>	Leroy G. Comrie, Jr., Mark S. Weprin				
<b>Indexes:</b>					
<b>Attachments:</b>	1. Committee Report, 2. Hearing Transcript - Stated Meeting 2-6-13				

Date	Ver.	Action By	Action	Result
1/31/2013	*	Committee on Land Use	Approved by Committee	
2/6/2013	*	City Council	Approved, by Council	Pass

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1657

Resolution approving the decision of the City Planning Commission on ULURP No. C 120396 ZMM, a Zoning Map amendment (L.U. No. 749).

By Council Members Comrie and Weprin

WHEREAS, the City Planning Commission filed with the Council on December 20, 2012 its decision dated December 19, 2012 (the "Decision"), on the application submitted by Durst Development, L.L.C., pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, which along with its related actions, would facilitate the development of a proposed, mixed-use development on the block bounded by Eleventh Avenue, Twelfth Avenue, West 57<sup>th</sup> Street and West 58<sup>th</sup> Street, in the Special Clinton District, Community District 4 (ULURP No. C 120396 ZMM), Borough of Manhattan (the "Application");

WHEREAS, the Application is related to Applications C 120397 ZSM (L.U. No. 750), a special permit to modify the bulk regulations within a Large-Scale General Development; and C 120398 ZSM (L.U. No. 751), a special permit pursuant to Section 13-561 of the Zoning Resolution to allow an enclosed attended accessory parking garage;

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 January 17, 2013;

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 Supplemental Environmental Impact Statement ("FSEIS") for which a Notice of Completion was issued on December 7, 2012 (CEQR No. 12DCP020M);

RESOLVED:

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

- (1) The FSEIS 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 thereto, the Proposed Action, adopted herein is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (2) The adverse environmental impacts disclosed in the FSEIS 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.
- (2) The Decision together with the FSEIS constitutes the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

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 120396 ZMM, 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. 8c, changing from an M1-5 District to a C6-2 District property bounded by West 58<sup>th</sup> Street, a line 125 feet westerly of Eleventh Avenue, a line midway between West 58<sup>th</sup> Street and West 57<sup>th</sup> Street, and a line 125 feet easterly of Twelfth Avenue, as shown on a diagram (for illustrative purposes only) dated July 11, 2012 and subject to the conditions of CEQR Declaration E-286, Community District 4, Borough of Manhattan.

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 February 6, 2013, on file in this office.

City Clerk, Clerk of The Council