Legislation Details (With Text)

File #:	Res 1973-2013	**Version:**	*	**Name:**	LU 892 - Zoning, Amendment to the City Map, Brooklyn (C 120326 MMK)
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On agenda:	10/9/2013				
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Title: Resolution approving the decision of the City Planning Commission on ULURP No. C 120326 MMK, an amendment to the City Map (L.U. No. 892).

Sponsors:

Indexes:

Attachments: 1. Committee Report, 2. Hearing Transcript - Stated Meeting 10-9-13

Date	Ver.	Action By	Action	Result
10/3/2013	*	Committee on Land Use	Approved by Committee	
10/9/2013	*	City Council	Approved, by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1973

Resolution approving the decision of the City Planning Commission on ULURP No. C 120326 MMK, an amendment to the City Map (L.U. No. 892).

By Council Members Comrie and Weprin

WHEREAS, the City Planning Commission filed with the Council on August 22, 2013 its decision dated August 21, 2013 (the "Decision"), on the application submitted by the Dormitory Authority of the State of New York, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 *et seq.* of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of Campus Road south of Avenue H;
- the elimination, discontinuance and closing of a portion of Avenue H between Campus Road and Nostrand Avenue;
- the discontinuance and closing of Amersfort Place between Avenue H and Nostrand Avenue;
- the adjustment of grades necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map Nos. X-2732 and N-2733 dated May 7, 2013 and signed by the Borough President (ULURP No. C 120326 MMK), Community District 14, Borough of Brooklyn (the "Application");

WHEREAS, the Application is related to application C 130306 ZMK (L.U. No. 893), a proposed amendment to the Zoning Map, Section No. 23a, changing from an C8-2 District to an R6 District and establishing within the proposed R6 District a C2-4 District;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on September 3, 2013;

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

WHEREAS, the Council has considered the relevant environmental issues including the negative declaration (CEQR No. 13DAS002K) issued March 11, 2013 (the "Negative Declaration");

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment.

Pursuant to Sections 197-d and 199 of the City Charter and Section *5-430 et seq.* of the New York City Administrative Code, and on the basis of the Decision and Application, and based on the environmental determination and consideration described in this report, C 120326 MMK, incorporated by reference herein, the Council approves the Decision for an amendment to the City Map involving:

DISCONTINUING AND CLOSING CAMPUS ROAD SOUTH OF AVENUE H

Starting at a Point of Beginning located distant 459.34 feet southeasterly along the southwesterly street line of Campus Road, which is a point of curvature, from its intersection with the southerly street line of Campus Road, as those streets were hereinbefore laid out on the City Map;

1. Running thence southerly, along the former northwesterly street line of Campus Road, discontinued and closed, along a curve to the right with a radius of 80.00 feet and a central angle of 86 degrees 27 minutes 01 second, 120.71 feet to a point of tangency;

2. Running thence southwesterly, along the former northwesterly street line of Campus Road, discontinued and closed, 136.81 feet to its terminus;

3. Running thence southeasterly, along the former southwesterly terminus line of Campus Road, discontinued and closed, said course forming a deflection angle to the left with the last mentioned course of 90 degrees 00 minute 00 second, 60.00 feet to the former southeasterly street line of Campus Road;

4. Running thence northeasterly, along the former southeasterly street line of Campus Road, discontinued and closed, said course forming a deflection angle to the left with the last mentioned course of 90 degrees 00 minute 00 second, 211.49 feet to its intersection with the former southerly street line of Avenue H;

5. Running thence northerly, along a line perpendicular with the former southerly street line of Avenue H, said course forming a deflection angle to the left with the last mentioned course of 41 degrees 26 minutes 22 seconds,15.00 feet to the newly established southerly street line of

Campus Road (formerly Avenue H);

6. Running thence westerly, along the newly established southerly street line of Campus Road (formerly Avenue H), said course forming a deflection angle to the left with the last mentioned course of 90 degrees 00 minute 00 second, 19.53 feet to an angle point in the newly established southerly street line of Campus Road;

7. Running thence northwesterly, along the newly established southwesterly street line of Campus Road, said course forming a deflection angle to the right with the last mentioned course of 44 degrees 59 minutes 21 seconds, 110.69 feet to the point or place of beginning.

The area described above consists of 13,981.44 square feet, more or less.

DISCONTINUING AND CLOSING A PORTION OF AVENUE H BETWEEN CAMPUS ROAD AND NOSTRAND AVENUE

Starting at a Point of Beginning located at the intersection of the southerly street line of the former Avenue H and the westerly street line of Nostrand Avenue, as those streets were hereinbefore laid out on the City Map;

1. Running thence northerly, along the newly established westerly street line of Nostrand Avenue, 15.05 feet to its intersection with the newly established southerly street line of Campus Road (formerly Avenue H);

2. Running thence westerly, along the newly established southerly street line of Campus Road (formerly Avenue H), said course forming a deflection angle to the left with the last mentioned course of 94 degrees 29 minutes 59 seconds, 62.64 feet to a point;

3. Running thence southerly, along a line perpendicular with the newly established southerly street line of Campus Road (formerly Avenue H), said course forming a deflection angle to the left with the last mentioned course of 90 degrees 00 minute 00 second,15.00 feet to the former southerly street line of Avenue H;

4. Running thence easterly, along the former southerly street line of Avenue H, discontinued and closed, said course forming a deflection angle to the left with the last mentioned course of 90 degrees 00 minute 00 second, 61.46 feet to the point or place of beginning.

The area described above consists of 930.69 square feet.

DISCONTINUING AND CLOSING AMERSFORT PLACE BETWEEN AVENUE H AND NOSTRAND AVENUE

Starting at a Point of Beginning located at the intersection of the southerly street line of the former Avenue H and the westerly street line of Nostrand Avenue, as those streets were hereinbefore laid out on the City Map;

1. Running thence southerly, along the westerly street line of Nostrand Avenue, 29.48 feet to a

point;

2. Running thence northwesterly, along the former southwesterly line of Amersfort Place, discontinued and closed, said course forming a deflection angle to the right with the last mentioned course of 128 degrees 34 minutes 51 seconds, 43.03 feet to the former southerly street line of Avenue H;

3. Running thence easterly, along the former southerly street line of Avenue H, discontinued and closed, said course forming a deflection angle to the right with the last mentioned course of 136 degrees 55 minutes 11 seconds, 33.74 feet to the point or place of beginning.

The area described above consists of 495.79 square feet.

All such approvals being subject to the following conditions:

a. The subject amendment to the City Map shall take effect on the day following the day on which certified counterparts of Map Nos. X-2732 and N-2733 dated May 7, 2013, are filed with the appropriate agencies in accordance with Section 198 subsection c of the New York City Charter and Section 5-435 of the New York City Administrative Code; and

b. The subject amendment to the City Map shall not be filed with the appropriate agencies in accordance with condition "a" above until the applicant shall have executed a mapping agreement protecting the city's interest, approved as to form and sufficiency by the Corporation Counsel and accepted by the City Planning Commission (the "Mapping Agreement"). If such agreement is not accepted by the City Planning Commission within two years of the date of this resolution, the approved amendment to the City Map may be returned to the City Planning Commission for rescission.

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 9, 2013, on file in this office.

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City Clerk, Clerk of The Council

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