# Legislation Details (With Text)

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| **File #:** | Res 1222-2016 | **Version:** * | **Name:** | LU 466 - Zoning, 1775 GRAND CONCOURSE TEXT AMENDMENT, Bronx (N 160179 ZRX) |
| **Type:** | Resolution | | **Status:** | Adopted |
| | | | **In control:** | Committee on Land Use |
| **On agenda:** | 9/14/2016 | | | |
| **Enactment date:** | | | **Enactment #:** | |

**Title:** Resolution approving the decision of the City Planning Commission on Application No. N 160179 ZRX, for an amendment of the Zoning Resolution of the City of New York, modifying Article XII, Chapter 2 (Special Grand Concourse Preservation District) and Appendix A to permit indirectly illuminated signs on the Grand Concourse street frontage of specified Commercial Infill Sites in Community District 5, Borough of the Bronx (Preconsidered L.U. No. 466).

**Sponsors:**

**Indexes:**

**Attachments:** 1. September 14, 2016 - Stated Meeting Agenda with Links to Files, 2. Committee Report, 3. Hearing Transcript - Stated Meeting 9-14-16, 4. Minutes of the Stated Meeting - September 14, 2016

| Date | Ver. | Action By | Action | Result |
|---|---|---|---|---|
| 9/8/2016 | * | Committee on Land Use | P-C Item Approved by Comm | |
| 9/14/2016 | * | City Council | Approved, by Council | Pass |

**THE COUNCIL OF THE CITY OF NEW YORK**
**RESOLUTION NO. 1222**

**Resolution approving the decision of the City Planning Commission on Application No. N 160179 ZRX, for an amendment of the Zoning Resolution of the City of New York, modifying Article XII, Chapter 2 (Special Grand Concourse Preservation District) and Appendix A to permit indirectly illuminated signs on the Grand Concourse street frontage of specified Commercial Infill Sites in Community District 5, Borough of the Bronx (Preconsidered L.U. No. 466).**

**By Council Members Greenfield and Richards**

WHEREAS, the City Planning Commission filed with the Council on August 1, 2016 its decision dated July 27, 2016 (the "Decision"), pursuant to Section 201 of the New York City Charter, regarding an application submitted by 1775 Grand Concourse, LLC, for an amendment of the text of the Zoning Resolution of the City of New York, to modify Article XII, Chapter 2 (Special Grand Concourse Preservation District) and Appendix A to permit indirectly illuminated signs on the Grand Concourse street frontage of specified Commercial Infill Sites, (Application No. N 160179 ZRX), Community District 5, Borough of the Bronx (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 September 7, 2016;



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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, including the negative declaration (CEQR No. 16DCP093X) issued on March 28, 2016 (the "Negative Declaration");

RESOLVED:

The Council finds that the action described herein will have no significant impact on the environment as set forth in the Negative Declaration.

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 the report, N 160179 ZRX, 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 as follows:

Matter in underline is new, to be added;
Matter in ~~strikeout~~ is to be deleted;
Matter within # # is defined in Section 12-10;
* * * indicates where unchanged text appears in the Zoning Resolution

*** * ***

**Article XII**
**SPECIAL PURPOSE DISTRICTS**

**Chapter 2**
**Special Grand Concourse Preservation District**

*** * ***

**122-20**
**SPECIAL SIGN REGULATIONS**

In order to enhance the visual quality of the Special District, the applicable #sign# regulations of the underlying districts are modified, as follows:

(a) Within the Limited Commercial Areas, only one #sign#, other than an #advertising sign#, with a surface area not exceeding 12 square feet, shall be permitted per #commercial use#. Such #signs# shall be located in a #sign band#, on the flap of a canopy, or as allowed under paragraph (d) of this Section. The height of such #signs# shall be not more than 24 inches and the letter sizes shall be restricted to a height of 12 inches. Except as provided in paragraph (d), all such #signs# may not project from the vertical surface of a #building# more than 18 inches.

(b) Within the Commercial Extension Areas, no #signs# and no #display windows# shall be permitted on a #building or other structure# within 50 feet of the Grand Concourse. #Commercial uses# which are located on a cross-street beyond a distance of 50 feet from the Grand Concourse #street line#, shall

comply with the #sign# regulations applicable to the underlying #Commercial District#.

(c) On Commercial Infill Sites, the maximum surface area to be occupied by a #sign#, other than an #advertising sign#, shall be three square feet for every five feet of store frontage or 12 square feet, whichever is greater. Such #signs# shall be located in a #sign band# or on the flap of a canopy, or as allowed under paragraph (d). On portions of Commercial Infill Sites more than 50 feet from the Grand Concourse, the signage regulations of a C1 District shall apply.

(d) Except in C1 Districts, no #sign# may be located so as to obscure any decorative lintel, cornice or other architectural detail. In the event that compliance with this requirement does not provide adequate surface area for the allowable #sign#, as defined in paragraph (a) of this Section, a projecting #sign# may be permitted by the Commissioner of Buildings provided that no such #sign# shall project from the vertical surface of a #building# more than 18 inches.

(e) Except in C1 Districts, no banners, pennants, #flashing# or #illuminated signs# shall be permitted anywhere within the Special District. In addition, within Commercial Infill Sites north of the Cross Bronx Expressway, as shown on the map in Appendix A of this Chapter, #signs with indirect illumination# shall be permitted on the Grand Concourse #street# frontage of a #building#.

(f) Within the Limited Commercial Areas, Commercial Infill Sites, and Commercial Extension Areas within 50 feet of the Grand Concourse, window graphics shall occupy not more than 20 percent of a window. Display lettering more than three inches high shall be considered as a #sign#.

(g) All lawfully existing #non-conforming signs# located within the Special District shall be terminated one year after September 28, 1989.

* * *

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 September 14, 2016, on file in this office.

.....
City Clerk, Clerk of The Council


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