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Title: Resolution approving the motion to file pursuant to withdrawal on the decision of the City Planning Commission on ULURP No. C 010646 ZSK (L.U. No. 255), grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to allow a proposed 16-story mixed use building without regard for the applicable yard, court and height and setback regulations.

Sponsors: Melinda R. Katz, Tony Avella

Indexes:

Attachments: 1. Committee Report, 2. Hearing Transcript - Stated Meeting 10/13/04

Date	Ver.	Action By	Action	Result
10/13/2004	*	Committee on Land Use	Filed by Committee	
10/13/2004	*	City Council	Filed by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 634

Resolution approving the motion to file pursuant to withdrawal on the decision of the City Planning Commission on ULURP No. C 010646 ZSK (L.U. No. 255), grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to allow a proposed 16-story mixed use building without regard for the applicable yard, court and height and setback regulations.

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on August 27, 2004 its decision dated August 25, 2004 (the "Decision") on the application submitted by the Two Trees Management Company, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution, to allow the location of a proposed 178-foot high, mixed use building without regard for the applicable yard, court and height and setback regulations, on a zoning lot located at 38-64 Water Street a.k.a. 9-43 Dock Street (Block 36/Lots 1, 3, and 14), within a General Large Scale Development (Block 36/ Lots 1, 3, 14, 16, and 116; Block 26/Lots 33 and 38), within M1-2/R8, M1-2/R8A and M3-1 Districts, partially within a Special Mixed Use District (MX-2), partially within the Fulton Ferry Historic District, Community District 2, Borough of Brooklyn (ULURP No. C 010646 ZSK) (the "Application");

WHEREAS, the Application is related to ULURP Applications Numbers C 010645 ZMK (L.U. No. 254), an amendment to the Zoning Map; C 010647 ZSK (L.U. No. 256), special permit pursuant to Section 74-512 for an attended public parking garage; and C 030492 ZSK (L.U. No. 257), special permit pursuant to Section 74-711 for a use conversion within a historic 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, upon due notice, the Council held a public hearing on October 5, 2004 on the Decision and Application;

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

WHEREAS, pursuant to Title 62 Section 2-02(d) of the Rules of the City of New York by letter dated October 13, 2004, the applicant withdrew the application;

RESOLVED: _____

The Council approves the motion to file pursuant to withdrawal of the application and pursuant to Rules 6.40a and 11.80 of the Rules of the Council.

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 13, 2004, on file in this office.

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City Clerk, Clerk of The Council