Legislation Details (With Text)

File #:	Res 1400-2008	**Version:**	*	**Name:**	LU 728 - ULURP, Concerning the approval of an amendment to the James J. Lyons Urban Renewal Plan, Bronx (C080126HUX)
Type:	Resolution			**Status:**	Adopted
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Title: Resolution approving the 1st Amended James J. Lyons Urban Renewal Plan, approving the designation of the area and approving the decision of the City Planning Commission on ULURP No. C 080126 HUX (L.U. No. 728).

Sponsors:

Indexes:

Attachments: 1. Press Release, 2. Committee Report, 3. Hearing Transcript - Stated Meeting 4/30/08

Date	Ver.	Action By	Action	Result
4/17/2008	*	Committee on Land Use	Approved by Committee	
4/30/2008	*	City Council	Approved, by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1400

Resolution approving the 1st Amended James J. Lyons Urban Renewal Plan, approving the designation of the area and approving the decision of the City Planning Commission on ULURP No. C 080126 HUX (L.U. No. 728).

By Council Members Katz and Garodnick

WHEREAS, the City Planning Commission filed with the Council on March 17, 2008, its decision and report dated March 12, 2008 (the "Decision"), on the application submitted by the New York City Department of Housing Preservation and Development ("HPD"), pursuant to Section 505 of Article 15 of the General Municipal Law of New York State and Section 197-c of the New York City Charter, regarding the proposed First Amended James J. Lyons Urban Renewal Plan (the "Plan") for the James J. Lyons Urban Renewal Area (the "Area") (ULURP No. C 080126 HUX), Community District 9, Borough of the Bronx (the "Application");

WHEREAS, the Application is related to ULURP Applications Numbers C 080127 HAX (L.U. No. 729), an urban development action area project, designation and project approval, and disposition of city-owned property; and C 080128 ZMX (L.U. No. 730), an amendment to the Zoning Map, rezoning of Site 2A on Block 3540, Portion of Lot 1 from M1-1 to R5;

WHEREAS, the City Planning Commission has certified that the Plan for the Area complies with the provisions of Section 502 of the General Municipal Law, conforms to the comprehensive community plan for the development of the municipality as a whole and is consistent with local objectives, and that the Plan is in conformity with the findings and designation of the Area;

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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 Area Designation is subject to review and action by the Council pursuant to Section 504 of the General Municipal Law;

WHEREAS, the Plan is subject to review and action by the Council pursuant to Section 505 of the General Municipal Law;

WHEREAS, the New York City Department of Housing Preservation and Development submitted to the Council its recommendations regarding the Application on March 28, 2008;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and the Plan on April 15, 2008;

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

WHEREAS, the Council has considered the relevant environmental review (CEQR No. 03HPD003X) and the fact that a Negative Declaration was issued on January 27, 2003;

RESOLVED:

The Council finds that the actions described herein will have no significant effect on the environment;

Pursuant to Section 504 of the General Municipal Law, the Council approves the Designation of the Area.

Pursuant to Section 505(4) of the General Municipal Law, the Council finds that:

1. The Area is a substandard or insanitary area or is in danger of becoming a substandard or insanitary area and tends to impair or arrest the sound growth and development of the municipality;

2. The financial aid to be provided to the municipality is necessary to enable the project to be undertaken in accordance with the Plan;

3. The Plan affords maximum opportunity to private enterprise, consistent with the sound needs of the municipality as a whole, for the undertaking of an urban renewal program;

4. The Plan conforms to a comprehensive community plan for the development of the municipality as a whole;

5. There is a feasible method for the relocation of families and individuals displaced from the Area into decent, safe and sanitary dwellings, which are or will be provided in the Area or in other areas not generally less desirable in regard to public utilities and public and commercial facilities, at rents or prices within the financial means of such families or individuals, and reasonably accessible to their places of employment; and

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6. The undertaking and carrying out of the urban renewal activities in stages is in the best public interest and will not cause any additional or increased hardship to the residents of the Area.

Pursuant to Section 505 of the General Municipal Law, the Council approves the First Amended James J. Lyons Urban Renewal Plan for the James J. Lyons Urban Renewal Area, dated October 2007.

Pursuant to Section 197-d of the New York City Charter, and on the basis of the Decision and Application, the Council approves 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 April 30, 2008, on file in this office.

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City Clerk, Clerk of The Council

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