Legislation Details (With Text)

File #:	Res 1527-2008	**Version:**	*	**Name:**	LU 801 - ULURP, West 38th Street LLC, Manhattan (C070463ZSM)
Type:	Resolution			**Status:**	Adopted
				In control:	Committee on Land Use
On agenda:	6/29/2008				
Enactment date:				**Enactment #:**	

Title: Resolution approving the decision of the City Planning Commission on ULURP No. C 070463 ZSM (L.U. No. 801), for the grant of a special permit for an attended public parking garage with a maximum capacity of 400 spaces including 232 accessory spaces on portions of the ground floor, cellar and sub -cellar of a proposed mixed use building on property located at 310-328 West 38th Street (Block 761, Lots 10, 13, and 43) in a C6-4M District, within the Special Garment Center District (Preservation Area P-2), Borough of Manhattan.

Sponsors:

Indexes:

Attachments: 1. Committee Report, 2. Hearing Transcript - Recessed Stated Meeting 6-23-08, 3. Hearing Transcript - Stated Meeting 6-29-08

Date	Ver.	Action By	Action	Result
6/25/2008	*	Committee on Land Use	Approved by Committee	
6/29/2008	*	City Council	Approved, by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1527

Resolution approving the decision of the City Planning Commission on ULURP No. C 070463 ZSM (L.U. No. 801), for the grant of a special permit for an attended public parking garage with a maximum capacity of 400 spaces including 232 accessory spaces on portions of the ground floor, cellar and sub-cellar of a proposed mixed use building on property located at 310-328 West 38th Street (Block 761, Lots 10, 13, and 43) in a C6-4M District, within the Special Garment Center District (Preservation Area P-2), Borough of Manhattan.

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on June 6, 2008 its decision dated June 4, 2008 (the "Decision") on the application submitted by West 38th Street LLC (the "Applicant"), pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit for an attended public parking garage with a maximum capacity of 400 spaces, including 232 accessory spaces on portions of the ground floor, cellar and sub-cellar of a proposed mixed use building on property located at 310-328 West 38th Street (Block 761, Lots 10, 13, and 43) in a C6-4M District, within the Special Garment Center District (Preservation Area P-2), (ULURP No. C 070463 ZSM), Community District 4, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to Application Number N 070462 ZRM (L.U. No. 800), an amendment to the text of the Zoning Resolution of the City of New York Section 121-32 (Height of Street Walls and Maximum Building Height);

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 City Planning Commission has made the findings required pursuant to Section 74-52 of the Zoning Resolution of the City of New York;

WHEREAS, upon due notice, the Council held a public hearing on June 17, 2008 on the Decision and Application;

WHEREAS, by letter dated June 19, 2008, the applicant has agreed to operational enhancements that will address the needs of the residents of the proposed building and the surrounding area and to apply for LEED certification;

WHEREAS, the Council has considered the relevant environmental issues and the Negative Declaration, issued on January 7, 2008 (CEQR No. 08DCP003M);

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

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

Pursuant to Sections 197-d and 200 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 June 29, 2008, on file in this office.

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City Clerk, Clerk of The Council

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