



Legislation Details (With Text)

File #: Res 1998-2009 **Version:** * **Name:** LU 1047 - Zoning, 536 W. 54th LLC A, 536 W. 54th LLC B and 536 W. 54th Street LLC C, Manhattan (C 080008ZMM)

Type: Resolution **Status:** Adopted

In control: Committee on Land Use

On agenda: 5/20/2009

Enactment date: **Enactment #:**

Title: Resolution approving with modification the decision of the City Planning Commission on ULURP No. C 080008 ZMM, a Zoning Map amendment (L.U. No. 1047).

Sponsors:

Indexes:

Attachments: 1. Committee Report, 2. Hearing Transcript - Stated Meeting 5/20/09

Date	Ver.	Action By	Action	Result
5/4/2009	*	Committee on Land Use	Approved by Committee with Modifications and Referred to CPC	
5/20/2009	*	City Council	Approved, by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1998

Resolution approving with modification the decision of the City Planning Commission on ULURP No. C 080008 ZMM, a Zoning Map amendment (L.U. No. 1047).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on March 23, 2009 its decision dated March 18, 2009 (the "Decision"), on the application submitted by 536 W 54th LLC A, 536 W 54th LLC B and 536 W 54th Street LLC C, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment to the Zoning Map (ULURP No. C 080008 ZMM) (the "Application");

WHEREAS, the Application is related to ULURP Application Numbers N 080009 ZRM (L.U. No. 1048), a zoning text amendment relating to Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) and relating to Article IX, Chapter 6 (Special Clinton District); C 080010 ZSM (L.U. No. 1049), a special permit pursuant to Section 74-743 to waive height and setback regulations; and C 080011 ZSM (L.U. No. 1050), a special permit pursuant to Section 74-744 to permit a commercial use and residential use to occupy the same floor and to waive signage regulations;

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 April 20, 2009;

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 and the Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on March 6, 2009 (CEQR No. 07DCP071M). In the Technical Memorandum, dated March 17, 2009, the City Planning Commission finds that the requirements of the New York State Environmental Quality Review Act and Regulations have been met.

RESOLVED:

Having considered the FEIS, with respect to the Application, the Council finds that:

- (1) The FEIS meets the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations, from among the reasonable alternatives thereto, the action to be approved is one which minimizes or avoids adverse environmental impacts to the maximum extent practicable; and
- (3) The adverse environmental impacts disclosed in the FEIS will be minimized or avoided to the maximum extent possible by incorporating as conditions to the approval, pursuant to a Restrictive Declaration, dated [March 18] May 8, 2009;
- (4) The Decision and the FEIS constitute the written statement of facts, and of social, economic and other factors and standards that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11(d).

Pursuant to Sections 197-d and 200 of the City Charter and on the basis of the Decision and Application, 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 by changing the Zoning Map, Section No. 8c changing from an M1-5 District to a C6-3X District property bounded by West 54th Street, a line 470 feet easterly of Eleventh Avenue, West 53rd Street and Eleventh Avenue, as shown on a diagram (for illustrative purposes only) dated October 27, 2008, Community District 4, Borough of Manhattan.

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 May 20, 2009, on file in this office.

City Clerk, Clerk of The Council