



Legislation Details (With Text)

File #: Res 1553-2021 **Version:** * **Name:** LU 723 - Zoning, 16th Avenue Rezoning, Brooklyn (N 200063 ZRK)

Type: Resolution **Status:** Disapproved

In control: Committee on Land Use

On agenda: 2/25/2021

Enactment date: **Enactment #:**

Title: Resolution disapproving the decision of the City Planning Commission on Application No. N 200063 ZRK, for an amendment of the text of the Zoning Resolution (Preconsidered L.U. No. 723).

Sponsors: Rafael Salamanca, Jr., Francisco P. Moya

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Attachments: 1. Res. No. 1553, 2. Calendar of the Subcommittee Meetings - January 20 and 26, 2021, 3. January 28, 2021 - Stated Meeting Agenda with Links to Files, 4. Hearing Transcript - Stated Meeting 1-28-21, 5. Minutes of the Stated Meeting - January 28, 2021, 6. Hearing Transcript - Zoning 1-26-21, 7. Calendar of the Subcommittee Meetings - February 18 and 23, 2021, 8. Land Use Calendar - February 24, 2021, 9. February 25, 2021 - Stated Meeting Agenda with Links to Files, 10. Hearing Transcript - Stated Meeting 2-25-21, 11. Minutes of the Stated Meeting - February 25, 2021, 12. Committee Report

Date	Ver.	Action By	Action	Result
2/24/2021	*	Committee on Land Use	Disapproved by Committee	
2/25/2021	*	City Council	Disapproved by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1553**

Resolution disapproving the decision of the City Planning Commission on Application No. N 200063 ZRK, for an amendment of the text of the Zoning Resolution (Preconsidered L.U. No. 723).

By Council Members Salamanca and Moya

WHEREAS, Borough Park Realty, LLC, filed an application pursuant to Section 201 of the New York City Charter, for an amendment of the text of the Zoning Resolution of the City of New York, modifying Appendix F for the purpose of establishing a Mandatory Inclusionary Housing area, which in conjunction with the related action would facilitate the construction of a five-story, approximately 16,000-square-foot commercial office building at 5802, 5804, and 5806 16th Avenue (Block 5502, Lots 38, 39, and 40) in the Borough Park neighborhood of Brooklyn, Community District 12 (Application No. N 200063 ZRK) (the “Application”);

WHEREAS, the City Planning Commission filed with the Council on January 15, 2021, its decision dated January 6, 2021 (the “Decision”), on the Application;

WHEREAS, the Application is related to application C 200062 ZMK (Pre. L.U. No. 722), a zoning map amendment to eliminate a C2-2 commercial overlay and change the underlying R5 zoning district to a C4-4A zoning district;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on January 26, 2021;

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 issued February 18th, 2020 (CEQR No. 20DCP022K) which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise (E-565) (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 (E) Designation (E-565) and 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 200063 ZRK, incorporated by reference herein, and the record before the Council, the Council disapproves the Decision of the City Planning Commission.

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 February 25, 2021, on file in this office.

City Clerk, Clerk of The Council