



## Legislation Details (With Text)

<b>File #:</b>	Res 1625-2021	<b>Version:</b>	*	<b>Name:</b>	LU 767 - Zoning, Resilient Neighborhoods: Gerritsen Beach, Brooklyn (N 210131 ZRK)
<b>Type:</b>	Resolution	<b>Status:</b>		<b>Adopted:</b>	
		<b>In control:</b>		<b>Committee on Land Use:</b>	
<b>On agenda:</b>	4/29/2021				
<b>Enactment date:</b>		<b>Enactment #:</b>			
<b>Title:</b>	Resolution approving the decision of the City Planning Commission on Application No. N 210131 ZRK, for an amendment of the text of the Zoning Resolution (Preconsidered L.U. No. 767).				
<b>Sponsors:</b>	Rafael Salamanca, Jr., Francisco P. Moya				
<b>Indexes:</b>					
<b>Attachments:</b>	1. Res. No. 1625, 2. Calendar of the Subcommittee Meetings - April 5 and 6, 2021, 3. Calendar of the Subcommittee Meetings - April 20 and 21, 2021, 4. April 22, 2021 - Stated Meeting Agenda with Links to Files, 5. Land Use Calendar - April 27, 2021, 6. April 29, 2021 - Stated Meeting Agenda with Links to Files, 7. Hearing Transcript - Stated Meeting 4-29-21, 8. Minutes of the Stated Meeting - April 29, 2021, 9. May 12, 2021 - Stated Meeting Agenda with Links to Files, 10. Hearing Transcript - Stated Meeting 5-12-21, 11. Minutes of the Stated Meeting - May 12, 2021, 12. Committee Report				

Date	Ver.	Action By	Action	Result
4/27/2021	*	Committee on Land Use	Approved by Committee	
4/29/2021	*	City Council	Laid Over by Council	
5/12/2021	*	City Council	Approved, by Council	Pass

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1625

**Resolution approving the decision of the City Planning Commission on Application No. N 210131 ZRK, for an amendment of the text of the Zoning Resolution (Preconsidered L.U. No. 767).**

**By Council Members Salamanca and Moya**

WHEREAS, the New York City Department of City Planning 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 Article XIII, Chapter 7 (Special Coastal Risk District) to establish the Gerritsen Beach Special Coastal Risk District, which in conjunction with the related action which will affect all or portions of 20 blocks in the neighborhood of Gerritsen Beach in Brooklyn, Community District 15 (ULURP No. N 210131 ZRK), (the "Application");

WHEREAS, the City Planning Commission filed with the Council on March 26, 2021, its decision dated March 17, 2021 (the "Decision") on the Application;

WHEREAS, the Application is related to application C 210130 ZMK (Pre. L.U. No. 766), a zoning map amendment to rezone all or portions of 20 blocks;

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 April 5, 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 October 19<sup>th</sup>, 2020 (CEQR No. 21DCP051K) (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 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 210131 ZRK, incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission.

Matter underlined is new, to be added;

Matter ~~struck-out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

\* \* \* indicates where unchanged text appears in the Zoning Resolution.

\* \* \*

## ARTICLE XIII SPECIAL PURPOSE DISTRICTS

\* \* \*

### Chapter 7 Special Coastal Risk District (CR)

\* \* \*

#### 137-11 District Plan and Maps

The District Maps are located in the Appendix to this Chapter and are hereby incorporated and made part of this Resolution. They are incorporated for the purpose of specifying locations where special regulations and requirements set forth in this Chapter apply.

Map 1 #Special Coastal Risk District# 1 (CR-1), in Broad Channel, Community District 14, Borough of Queens

Map 2 #Special Coastal Risk District# 2 (CR-2), in Hamilton Beach, Community District 10, Borough of Queens

Map 3 #Special Coastal Risk District# 3 (CR-3), encompassing New York State Enhanced Buyout Areas in Graham Beach and Ocean Breeze, Community District 2, Borough of Staten Island

Map 4 #Special Coastal Risk District# 3 (CR-3), encompassing New York State Enhanced Buyout Areas in Oakwood Beach, Community District 3, Borough of Staten Island.

Map 5 #Special Coastal Risk District# 4 (CR-4), in Gerritsen Beach, Community District 15, Borough of Brooklyn.

**137-12****Applicability of Special Regulations**

The special #use# and #bulk# regulations of this Chapter shall apply in the #Special Coastal Risk District# as set forth in the following table:

**SPECIAL REGULATIONS**

<u>#Special Coastal Risk District#</u>	<u>#Residential Use# (137-21)</u>	<u>#Community Facility Use# (137-22)</u>	<u>Modified #Bulk# Requirements (137-31)</u>	<u>Modifications to Article V (137-40)</u>	<u>Special Requirements (137-50)</u>
CR-1 (Broad Channel, Queens)	x	x			
CR-2 (Hamilton Beach, Queens)	x	x	x		
CR-3 (buyout areas, Staten Island)	x	x		x	x
<u>CR-4 (Gerritsen Beach, Brooklyn)</u>	<u>x</u>	<u>x</u>	<u>x</u>		

**137-20****SPECIAL USE REGULATIONS**

The special #use# regulations of this Section 137-20, inclusive, shall apply in the #Special Coastal Risk Districts# as set forth in the table in Section 137-12 (Applicability of Special Regulations).

**137-21****Residential Use**

In #Special Coastal Risk Districts# 1 and 3, #residential uses# shall be limited to #single-family detached residences# ~~and #accessory uses# as set forth in Section 22-11 (Use Group 1).~~

In #Special Coastal Risk District# 2, #residential uses# shall be limited to #single-# or #two-family detached residences# ~~and #accessory uses# as set forth in paragraphs A. and B. of Section 22-12 (Use Group 2).~~

In #Special Coastal Risk District# 4, #residential uses# shall be permitted as follows:

- a) for #zoning lots# with a #lot area# of less than 3,000 square feet, #residential uses# shall be limited to #detached# or #semi-detached single-family residences#; and
- b) for #zoning lots# with a #lot area# of 3,000 square feet or more, #residential uses# shall be limited to #detached# or #semi-detached# #single-# or #two-family residences#.

The inclusion of #accessory residential uses# shall not be precluded by the provisions of this Section.

\* \* \*

### 137-30

#### SPECIAL BULK REGULATIONS

\* \* \*

#### 137-32

#### Height and Setback Regulations

[Note: Proposed Section 64-333 is part of a separate land use application: Zoning for Coastal Flood Resiliency (N 210095 ZRY)]

In #Special Coastal Risk District# 4, all #detached# or #semi-detached# #single-# or #two-family residences# shall be subject to the height and setback provisions set forth in Section 64-333 (Height and setback regulations for cottage envelope buildings).

### 137-40

#### SPECIAL APPLICABILITY OF ARTICLE V

\* \* \*

#### APPENDIX

#### Special Coastal Risk District Plan

Map 5 - Special Coastal Risk District 4, in Gerritsen Beach, Community District 15, Borough of Brooklyn [date of adoption]

**[PROPOSED MAP]**



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 \_\_\_\_\_, 2021, on file in this office.

City Clerk, Clerk of The Council