



Legislation Details (With Text)

**File #:** Res 2249-2009    **Version:** \*    **Name:** LU 1245 - Zoning, Carroll Garden Rezoning, Brooklyn (C 090462ZMK)

**Type:** Resolution    **Status:** Adopted

**In control:** Committee on Land Use

**On agenda:** 10/28/2009

**Enactment date:**    **Enactment #:**

**Title:** Resolution approving the decision of the City Planning Commission on ULURP No. C 090462 ZMK, a Zoning Map amendment (L.U. No. 1245).

**Sponsors:**

**Indexes:**

**Attachments:** 1. Hearing Transcript - Stated Meeting 10/28/09, 2. Committee Report

Date	Ver.	Action By	Action	Result
10/27/2009	*	Committee on Land Use	Approved by Committee	
10/28/2009	*	City Council	Approved, by Council	Pass

THE COUNCIL OF THE CITY OF NEW YORK  
RESOLUTION NO. 2249

Resolution approving the decision of the City Planning Commission on ULURP No. C 090462 ZMK, a Zoning Map amendment (L.U. No. 1245).

By Council Members Katz and Avella

WHEREAS, the City Planning Commission filed with the Council on September 25, 2009 its decision dated September 23, 2009 (the "Decision"), on an application submitted by the New York City Department of City Planning, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment to the Zoning Map to rezone all or portions of 89 blocks in an area generally bounded by Degraw Street, Warren Street, Douglass Street, Hoyt Street, Bond Street, Smith Street, 3<sup>rd</sup> Street, 5th Street, Centre Street, Columbia Street, and Hamilton Avenue from R6 to R6B, R6A, and R7A (ULURP No. C 090462 ZMK) (the "Application");

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 October 26, 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 Negative Declaration, issued on June 1, 2009 (CEQR No. 09DCP083K);

RESOLVED:

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

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 Nos. 16a and 16c:

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1. eliminating from within an existing R6 District a C 1-3 District bounded by:
  - f. Kane Street, a line 100 feet southeasterly of Columbia Street, Degraw Street, a line 150 feet southeasterly of Columbia Street, a line midway between Sackett Street and Union Street, Hick Street (westerly portion), a line midway between Union Street and President Street, a line 150 feet southeasterly of Columbia Street, Carroll Street, and Columbia Street;
  - g. Sackett Street, a line 150 feet southeasterly of Henry Street, a line midway between Union Street and President Street, Hicks Street (easterly portion), Union Street, and a line 150 feet northwesterly of Henry Street;
  - a. Degraw Street, Court Street, Warren Street, a line 150 feet southeasterly of Court Street, President Street, Court Street, 1<sup>st</sup> Place, a line 150 feet southeasterly of Court Street, Luquer Street, Court Street, 4<sup>th</sup> Place, and a line 150 feet northwesterly of Court Street;
  - i. Warren Street, a line 150 feet southeasterly of Smith Street, Butler Street, and a line 150 feet northwesterly of Smith Street, and
  - j. Warren Street, Hoyt Street, Douglass Street, and a line 150 feet northwesterly of Hoyt Street;
2. eliminating from within an existing R6 District a C2-3 District bounded by:
  - g. Sackett Street, Columbia Street, Carroll Street, a line 150 feet southeasterly of Columbia Street, Woodhull Street, Columbia Street, Summit Street, a line 100 feet northwesterly of Columbia Street, Union Street, a line 150\* feet northwesterly of Columbia Street, a line midway between Sackett Street and Union Street, and a line 100 feet northwesterly of Columbia Street;
  - h. Butler Street, a line 150 feet southeasterly of Smith Street, President Street, and a line 150 feet

northwesterly of Smith Street;

- i. a line 100 feet southwesterly of 3<sup>rd</sup> Street, a line 100 feet southeasterly of Smith Street, a line midway between 4<sup>th</sup> Street and 5<sup>th</sup> Street, and Smith Street;

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- g. 4<sup>th</sup> Place, Court Street, Nelson Street, a line 150 feet southeasterly of Court Street, Huntington Street, Court Street, a line 110 feet northeasterly of West 9<sup>th</sup> Street, a line 65 feet southeasterly of Court Street, West 9<sup>th</sup> Street, a line 100 feet southeasterly of Court Street, a line midway between Garnet Street and Centre Street, a line 275 feet northwesterly of Smith Street, Centre Street, Hamilton Avenue (northeast portion), Court Street, Garnet Street, Hamilton Avenue (northeast portion), a line 100 feet northeasterly of Garnet Street, a line 100 feet northwesterly of Court Street, Huntington Street, and a line 150 feet northwesterly of Court Street;

- a. Huntington Street, a line perpendicular to the southwesterly street line of Huntington Street distant 115 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Huntington Street and the northeasterly street line of Hamilton Avenue (northeast portion), a line midway between Huntington Street and West 9<sup>th</sup> Street, a line perpendicular to the northeasterly street line of West 9<sup>th</sup> Street distant 85 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of West 9<sup>th</sup> Street and the northeasterly street line of Hamilton Avenue (northeast portion), and Hamilton Avenue (northeast portion); and

- l. a line 105 feet northeasterly of West 9<sup>th</sup> Street, Smith Street, Garnet Street, and a line  
80 feet northwesterly of Smith Street;

3. changing from an R6 District to an R6A District property bounded by:

- a. Kane Street, Tiffany Place, Degraw Street, a line 100 feet southeasterly of Columbia Street, Woodhull Street, Columbia Street, Union Street, a line 150 feet northwesterly of Columbia Street, a line midway between Sackett Street and Union Street, a line 100 feet northwesterly of Columbia Street, Sackett Street, and Columbia Street

- b. Degraw Street, a line 100 feet southeasterly of Henry Street, Union Street, Henry Street, President Street, a line 100 feet southeasterly of Henry Street, Carroll Street, Henry Street, a line 75 feet northeasterly of Carroll Street, a line 100 feet northwesterly of Henry Street, President Street, Brooklyn-Queens Connecting Highway, Union Street, a line 100 feet northwesterly of Henry Street, a line midway between Degraw Street and Sackett Street, and Henry Street; and

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- a. Warren Street, a line 100 feet southeasterly of Court Street, Butler Street, a line 80 feet southeasterly of Court Street, President Street, Court Street, Carroll Street, a line 50 feet southeasterly of Court Street, 1<sup>st</sup> Place, a line 100 feet southeasterly of Court Street, a line 100 feet northeasterly of 2<sup>nd</sup> Place, a line 50 feet southeasterly of Court Street, 3<sup>rd</sup> Place, a line 80 feet southeasterly of Court Street, 4<sup>th</sup> Place, a line 100 feet southeasterly of Court Street, Nelson Street, a line 80 feet southeasterly of Court Street, Huntington Street, Smith Street, West 9<sup>th</sup> Street, a line 100 feet southeasterly of Court Street, a line midway between Garnet Street and Centre Street, a line 275 feet northwesterly of Smith Street, Centre Street, Hamilton Avenue (northeast portion), a line 80 feet northwesterly of Court Street, West 9<sup>th</sup> Street, a line 125 feet northwesterly of Court Street, a line midway between Huntington Street and West 9<sup>th</sup> Street, a line 80 feet northwesterly of Court Street, Luquer Street, a line 50 feet northwesterly of Court Street, 4<sup>th</sup> Place, a line 80 feet northwesterly of Court Street, a line midway between 3<sup>rd</sup> Place and 4<sup>th</sup> Place, Court Street, 3<sup>rd</sup> Place, a line 50 feet northwesterly of Court Street, a line midway between 1<sup>st</sup> Place and 2<sup>nd</sup> Place, Clinton Street, 1<sup>st</sup> Place, a line 80 feet northwesterly of Clinton Street, a line 50 feet southwesterly of Degraw Street, Clinton Street, Degraw Street, a line 100 feet southeasterly of Clinton Street, Sackett Street, a line 190 feet southeasterly of Clinton Street, Union Street, a line 100 feet southeasterly of Clinton Street, President Street, a line 265 feet southeasterly of Clinton Street, a line midway between President Street and Carroll Street, a line 100 feet southeasterly of Clinton Street, a line midway between Carroll Street and 1<sup>st</sup> Place, a line 50 feet northwesterly of Court Street, Carroll Street, a line 100 feet northwesterly of Court Street, a line midway between President Street and Carroll Street, a line 50 feet northwesterly of Court Street, President Street, a line 100 feet northwesterly of Court Street, Degraw Street, and Court Street;

4. changing from an R6 District to an R6B District property bounded by:

- c. Warren Street, a line 150 feet southeasterly of Columbia Street, Baltic Street, Hicks Street (easterly portion), Kane Street, and Columbia Street;
- d. Union Street, Columbia Street, Summit Street, a line 100 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, a line 200 feet northwesterly of Columbia Street, Summit Street, a line 350 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, a line 260 feet northwesterly of Columbia Street, Carroll Street, a line 240 feet northwesterly of Columbia Street, a line midway between President Street and Carroll Street, a line 367 feet northwesterly of Columbia Street, President Street, a line 350 feet northwesterly of Columbia Street, a line midway between Union Street and President Street, a line 120 feet northwesterly of Columbia Street, a line 130 feet north-

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easterly of President Street, and a line 100 feet northwesterly of Columbia Street,

- c. Degraw Street, Henry Street, a line midway between Degraw Street and Sackett Street, a line 100 feet northwesterly of Henry Street, Union Street, Brooklyn-Queens Connecting Highway, President Street, a line 100 feet northwesterly of Henry Street, a line 75 feet northeasterly of Carroll Street, Henry Street, Carroll Street, a line 100 feet southeasterly of Henry Street, President Street, Henry Street, Union Street, a line 100 feet southeasterly of Henry Street, Degraw Street, Clinton Street, a line 50 feet southwesterly of Degraw Street, a line 80 feet northwesterly of Clinton Street, 1st Place, Clinton Street, a line midway between 1<sup>st</sup> Place and 2<sup>nd</sup> Place, a line 50 feet northwesterly of Court Street, 3<sup>rd</sup> Place, Court Street, a line midway between 3<sup>rd</sup> Place and 4<sup>th</sup> Place, a line 80 feet northwesterly of Court Street, 4<sup>th</sup> Place, a line 50 feet northwesterly of Court Street, Luquer Street, a line 80 feet northwesterly of Court Street, a line midway between Huntington Street and West 9<sup>th</sup> Street, a line 125 feet northwesterly of Court Street, West 9<sup>th</sup> Street, a line 80 feet northwesterly of Court Street, Hamilton Avenue (northeast portion), Clinton Street, Hamilton Avenue (northeast portion), Henry Street, Coles Street, Hamilton Avenue (northeast portion), Hicks Street (westerly portion), Woodhull Street, and a line 100 feet southeasterly of Columbia Street;
- a. Degraw Street, a line 100 feet northwesterly of Court Street, President Street, a line 50 feet northwesterly of Court Street, a line midway between President Street and Carroll Street, a line 100 feet northwesterly of Court Street, Carroll Street, a line 50 feet northwesterly of Court Street, a line midway between Carroll Street and 1st Place, a line 100 feet southeasterly of Clinton Street, a line midway between President Street and Carroll Street, a line 265 feet southeasterly of Clinton Street, President Street, a line 100 feet southeasterly of Clinton Street, Union Street, a line 190 feet southeasterly of Clinton Street, Sackett Street, and a line 100 feet southeasterly of Clinton Street;
- e. Warren Street, Hoyt Street, Douglass Street, Bond Street, 3<sup>rd</sup> Street, Hoyt Street, a line midway between 3<sup>rd</sup> Street and 4<sup>th</sup> Street, a line perpendicular to the northeasterly street line of 4<sup>th</sup> Street distant 365 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 4<sup>th</sup> Street and the northwesterly street line of Hoyt Street, 4<sup>th</sup> Street, a line perpendicular to the northeasterly street line of 5<sup>th</sup> Street distant 220 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 5<sup>th</sup> Street and the northwesterly street line of Hoyt Street, a

line midway between 4<sup>th</sup> Street and 5<sup>th</sup> Street, Smith Street, Huntington Street, a line 80 feet southeasterly of Court Street, Nelson Street, a line 100 feet southeasterly of Court Street, 4<sup>th</sup> Place, a line 80 feet southeasterly of Court Street, 3<sup>rd</sup> Place, a line 50 feet southeasterly of Court Street, a line 100 feet northeasterly of 2<sup>nd</sup> Place, a line 100 feet southeasterly of Court Street, 1<sup>st</sup>

Place, a line 50 feet southeasterly of Court Street, Carroll Street, Court Street, President Street, a line 80 feet southeasterly of Court Street, Butler Street, and a line 100 feet southeasterly of Court Street; and

- f. West 9<sup>th</sup> Street, Smith Street, Garnet Street, a line 100 feet northwesterly of Smith Street, a line midway between Garnet Street and Centre Street, and a line 100 feet southeasterly of Court Street;
5. changing from an R6 District to an R7A District property bounded by Kane Street, Hicks Street (easterly portion), Degraw Street, and Tiffany Place;
  6. establishing within a proposed R6A District a C2-4 District bounded by:
    - f. Kane Street, a line 100 feet southeasterly of Columbia Street, Woodhull Street, Columbia Street, Union Street, a line 150 feet northwesterly of Columbia Street, a line midway between Sackett Street and Union Street, a line 100 feet northwesterly of Columbia Street, Sackett Street, and Columbia Street;
    - g. a line midway between Degraw Street and Sackett Street, Henry Street, Sackett Street, a line 100 feet southeasterly of Henry Street, Union Street, Henry Street, a line 100 feet southwesterly of Union Street, and a line 100 feet northwesterly of Henry Street;
    - h. Union Street, a line 120 feet southeasterly of Hicks Street, President Street, and Hicks Street (easterly portion);
    - i. Warren Street, a line 100 feet southeasterly of Court Street, Butler Street, a line 80 feet southeasterly of Court Street, President Street, Court Street, Carroll Street, a line 50 feet southeasterly of Court Street, 1<sup>st</sup> Place, a line 100 feet southeasterly of Court Street, a line 100 feet northeasterly of 2<sup>nd</sup> Place, a line 50 feet southeasterly of Court Street, 3<sup>rd</sup> Place, a line 80 feet southeasterly of Court Street, 4<sup>th</sup> Place, a line 100 feet southeasterly of Court Street, Luquer Street, Court Street, Nelson Street, a line 80 feet southeasterly of Court Street, Huntington Street, Court Street, a line 110 feet northeasterly of West 9<sup>th</sup> Street, a line 65 feet southeasterly of Court Street, West 9<sup>th</sup> Street, a line 100 feet southeasterly of Court Street, a line midway between Garnet Street and Centre Street, a line 275 feet

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northwesterly of Smith Street, Centre Street, Hamilton Avenue (northeast portion), Court Street, Garnet Street, a line 80 feet northwesterly of Court Street, West 9<sup>th</sup> Street, a line 125 feet northwesterly of Court Street, a line midway between Huntington Street and West 9<sup>th</sup> Street, a line 80 feet northwesterly of Court Street, Luquer Street, a line 50 feet northwesterly of Court Street, 4<sup>th</sup> Place, a line 80 feet northwesterly of Court Street, a line midway between 3<sup>rd</sup> Place and 4<sup>th</sup> Place, Court Street, 3<sup>rd</sup> Place, a line 50 feet northwesterly of Court Street, Carroll Street, a line 100 feet northwesterly of Court Street, a line midway between President Street and Carroll Street, a line 50 feet northwesterly of Court Street, President Street, a line 100 feet northwesterly of Court Street, Degraw Street, and Court Street; and

j. a line 105 feet northeasterly of West 9<sup>th</sup> Street, Smith Street, West 9<sup>th</sup> Street, and a line 80 feet northwesterly of Smith Street;

7. establishing within a proposed R6B District a C2-4 District bounded by:

l. Union Street, Columbia Street, Summit Street, and a line 100 feet northwesterly of Columbia Street;

m. a line midway between Sackett Street and Union Street, Hicks Street (westerly portion), a line midway between Union Street and President Street, and a line 100 feet southeasterly of Columbia Street;

n. Degraw Street, Henry Street, a line midway between Degraw Street and Sackett Street, and a line 100 feet northwesterly of Henry Street;

o. Union Street, a line 100 feet southeasterly of Henry Street, a line 100 feet southwesterly of Union Street, and Henry Street;

p. Carroll Street, a line 100 feet southeasterly of Henry Street, a line midway between Carroll Street and 1<sup>st</sup> Place, and Henry Street;

a. Summit Street, a line 100 feet southeasterly of Hicks Street (easterly portion), Woodhull Street, and Hicks Street (easterly portion);

r. Huntington Street, a line perpendicular to the southwesterly street line of Huntington Street distant 115 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Huntington Street and the northeasterly street line of Hamilton Avenue (northeast portion), a line midway between Huntington Street and West 9<sup>th</sup> Street, a line perpendicular to the

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northeasterly street line of West 9<sup>th</sup> Street distant 85 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of West 9<sup>th</sup> Street and the northeasterly street line of Hamilton Avenue (northeast portion), and Hamilton Avenue (northeast portion);

r. a line 100 feet northeasterly of Garnet Street and its northwesterly prolongation, a line 80 feet northwesterly of Court Street, Garnet Street, and Hamilton Avenue (northeast portion);

s. West 9<sup>th</sup> Street, Smith Street, Garnet Street, and a line 80 feet northwesterly of Smith Street;

t. Warren Street, a line 100 feet southeasterly of Smith Street, Baltic Street, a line 80 feet southeasterly of Smith Street, 2<sup>nd</sup> Street, a line 50 feet southeasterly of Smith Street, 3<sup>rd</sup> Street,

a line perpendicular to the southwesterly street line of 3<sup>rd</sup> Street distant 50 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 3<sup>rd</sup> Street and the southeasterly street line of Smith Street, a line 80 feet southwesterly of 3<sup>rd</sup> Street, a line perpendicular to the northeasterly street line of 4<sup>th</sup> Street distant 80 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 4<sup>th</sup> Street and the southeasterly street line of Smith Street, 4<sup>th</sup> Street, a line 100 feet southeasterly of Smith Street, a line midway between 4<sup>th</sup> Street and 5<sup>th</sup> Street, Smith Street, 2<sup>nd</sup> Place, a line 100 feet northwesterly of Smith Street, a line midway between 1<sup>st</sup> Place and 2<sup>nd</sup> Place, Smith Street, President Street, a line 100 feet northwesterly of Smith Street, a line midway between Union Street and President Street, a line 50 feet northwesterly of Smith Street, Union Street, a line 80 feet northwesterly of Smith Street, Sackett Street, a line 50 feet northwesterly of Smith Street, Butler Street, and a line 100 feet northwesterly of Smith Street; and

- u. Warren Street, Hoyt Street, Douglass Street, a line 80 feet northwesterly of Hoyt Street, Butler Street, and a line 50 feet northwesterly of Hoyt Street;

as shown on a diagram (for illustrative purposes only) dated June 1, 2009, Community District 6, Borough of Brooklyn.

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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 October 28, 2009, on file in this office.

City Clerk, Clerk of The Council