



Legislation Details (With Text)

**File #:** Res 0149-2022      **Version:** \*      **Name:** LU 29 - Zoning, Sutter Avenue Rezoning, Brooklyn (C 210031 ZMK)  
**Type:** Resolution      **Status:** Adopted  
**In control:** Committee on Land Use

**On agenda:** 4/28/2022

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

**Title:** Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 210031 ZMK, a Zoning Map amendment (Preconsidered L.U. No. 29).

**Sponsors:** Rafael Salamanca, Jr., Kevin C. Riley

**Indexes:**

**Attachments:** 1. Calendar of the Zoning Subcommittee Meeting - March 8, 2022, 2. March 10, 2022 - Stated Meeting Agenda, 3. Hearing Transcript - Stated Meeting 3-10-22, 4. Minutes of the Stated Meeting - March 10, 2022, 5. Calendar of the Zoning Subcommittee and Land Use Meetings - April 12, 2022, 6. April 28, 2022 - Stated Meeting Agenda, 7. Hearing Transcript - Stated Meeting 4-28-22, 8. Minutes of the Stated Meeting - April 28, 2022, 9. City Planning Commission Approval Letter, 10. Committee Report, 11. Res. No. 149

Date	Ver.	Action By	Action	Result
4/12/2022	*	Committee on Land Use	Approved by Committee with Modifications and Referred to CPC	
4/28/2022	*	City Council	Approved, by Council	Pass

**THE COUNCIL OF THE CITY OF NEW YORK  
RESOLUTION NO. 149**

**Resolution approving with modifications the decision of the City Planning Commission on ULURP No. C 210031 ZMK, a Zoning Map amendment (Preconsidered L.U. No. 29).**

**By Council Members Salamanca and Riley**

WHEREAS, Almonte Lincoln, LLC, filed an application pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 17c and 18a, changing from an R5 District to an R6A District and establishing within the proposed R6A District a C2-4 District, which in conjunction with the related action would facilitate construction of a new five-story mixed-use building containing 28 dwelling units, eight of which would be permanently affordable, as well as approximately 7,400 square feet of commercial floor area on the ground floor, located at 1377 Sutter Avenue (Block 4254, Lots 39 and 41) in the East New York neighborhood of Brooklyn, Community District 5 (ULURP No. C 210031 ZMK) (the "Application");

WHEREAS the City Planning Commission filed with the Council on March 4, 2022 its decision dated March 2, 2022 (the "Decision") on the Application;

WHEREAS, the Application is related to application N 210032 ZRK (Pre. L.U. No. 30), a zoning text amendment to designate a Mandatory Inclusionary Housing (MIH) area with Options 1 and 2;

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 March 8, 2022;

WHEREAS, the Council has considered the land use 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 4<sup>th</sup>, 2021 (CEQR No. 21DCP053K), which includes an (E) designation to avoid the potential for significant adverse impacts related to hazardous materials, air quality, and noise impacts (E-633) (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-633) 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, C 210031 ZMK incorporated by reference herein, and the record before the Council, the Council approves the Decision of the City Planning Commission with the following modifications:

Matter double struck out is old, deleted by the City Council;  
Matter double-underlined is new, added by the City Council

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. 17c and 18a:

1. changing from an R5 District to an R6A District property bounded by a line 90 feet northerly of Sutter Avenue, Lincoln Avenue, Sutter Avenue, and a line 75 feet easterly of Autumn Avenue; and
2. establishing within the proposed R6A District a C2-4 District bounded by a line 90 feet northerly of Sutter Avenue, Lincoln Avenue, Sutter Avenue, and a line 75 feet easterly of Autumn Avenue;

Borough of Brooklyn, Community District 5, as shown on a diagram (for illustrative purposes only) dated October 4, 2021, and subject to the conditions of CEQR Declaration E-633.

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 \_\_\_\_\_, 2022, on file in this office.

City Clerk, Clerk of The Council