



## Legislation Details (With Text)

|                        |  |                     |   |                               |  |
|------------------------|--|---------------------|---|-------------------------------|--|
| <b>File #:</b>         | Res 0217-2010  | <b>Version:</b>     | * | <b>Name:</b>                  | LU 82 - Zoning Map, Kew Point Associates, LLC (C060550ZMQ) |
| <b>Type:</b>           | Resolution   | <b>Status:</b>      |   | <b>Adopted:</b>               | Adopted  |
|                        |  | <b>In control:</b>  |   | <b>Committee on Land Use:</b> | Committee on Land Use                                      |
| <b>On agenda:</b>      | 4/29/2010  |                     |   |                               |  |
| <b>Enactment date:</b> |  | <b>Enactment #:</b> |   |                               |  |
| <b>Title:</b>          | Resolution approving the decision of the City Planning Commission on ULURP No. C 060550 ZMQ, a Zoning Map amendment (L.U. No. 82). |                     |   |                               |  |
| <b>Sponsors:</b>       | Leroy G. Comrie, Jr., Mark S. Weprin   |                     |   |                               |  |
| <b>Indexes:</b>        |  |                     |   |                               |  |
| <b>Attachments:</b>    | 1. Committee Report, 2. Hearing Transcript - Stated Meeting 4/29/10  |                     |   |                               |  |

| Date      | Ver. | Action By             | Action                | Result |
|-----------|------|-----------------------|-----------------------|--------|
| 4/22/2010 | *    | Committee on Land Use | Approved by Committee |        |
| 4/29/2010 | *    | City Council          | Approved, by Council  | Pass   |

### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 217

Resolution approving the decision of the City Planning Commission on ULURP No. C 060550 ZMQ, a Zoning Map amendment (L.U. No. 82).

By Council Members Comrie and Weprin

WHEREAS, the City Planning Commission filed with the Council on March 26, 2010 its decision dated March 24, 2010 (the "Decision"), on the application submitted by Kew Point Associates, LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map to change existing C4-2, C4-4 and R6 districts to a C4-4D district on a block bounded by Queens Boulevard, 73<sup>rd</sup> Avenue, Kew Forest Lane, and Union Turnpike, in Forest Hills area of Queens (ULURP No. C 060550 ZMQ (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 April 20, 2010;

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 Conditional Negative Declaration, issued on March 24, 2010 (CEQR No. 06DCP083Q);

RESOLVED:

The Council finds that the action described herein will have no significant effect on the environment subject to the following condition:

The applicant enter into a restrictive declaration (Block 3347, Lot 24) to ensure that the appropriate hazardous materials sampling protocols, including health and safety plans, will occur prior to construction on the premises (Block 3347, Lot 24). The restrictive declaration would ensure that appropriate remediation measures for on-site hazardous materials, if necessary, would occur.

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 this report, C 060550 ZMQ, incorporated by reference herein, 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. 14b:

1. changing from an R6 District to a C4-4D District property bounded by 78<sup>th</sup> Avenue, a line 100 feet southwesterly of Queens Boulevard, a line 100 feet northwesterly of Union Turnpike (northwesterly portion), and Kew Forest Lane;
2. changing from a C4-2 District to a C4-4D District property bounded by 78<sup>th</sup> Avenue, Queens Boulevard, a line 100 feet northwesterly of Union Turnpike (northwesterly portion), and a line 100 feet southwesterly of Queens Boulevard; and
3. changing from a C4-4 District to a C4-4D District property bounded by a line 100 feet northwesterly of Union Turnpike (northwesterly portion), Queens Boulevard, Interborough Parkway, and Kew Forest Lane;

as shown on a diagram (for illustrative purposes only) dated November 16, 2009 and subject to the conditions of CEQR Declaration E-242, Community District 6, Borough of Queens.

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 April 29, 2010, on file in this office.

City Clerk, Clerk of The Council