



Legislation Text

File #: Res 1037-2011, **Version:** *

THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 1037

Resolution approving the decision of the City Planning Commission on ULURP No. C 110252 ZMK, a Zoning Map amendment (L.U. No. 456).

By Council Members Comrie and Weprin

WHEREAS, the City Planning Commission filed with the Council on August 12, 2011 its decision dated August 10, 2011 (the "Decision"), on the 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 of the Zoning Map to rezone all or portions of 31 blocks in an area generally bounded by Atlantic Avenue to the north, 4th Avenue to the east, Warren and Wyckoff streets to the south, and Court Street to the west, from R6 and R7B to R6A, R6B, and R7A, and from C1-3 and C2-3 to C2-4, adding commercial overlays to some mixed-use corridors and removing them on side streets where commercial uses do not currently exist (ULURP No. C 110252 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 September 6, 2011;

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 March 28, 2011, which included (E) designations for hazardous materials, air quality and noise (CEQR No. 11DCP110K);

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, and based on the environmental determination and consideration described in this report, C 110252 ZMK, 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. 16c:

1. eliminating from within an existing R6 District a C1-3 District bounded by:
 - a. Pacific Street, a line 150 feet southeasterly of Smith Street, Warren Street; and a line 150 feet northwesterly of Smith Street; and
 - b. Wyckoff Street, Hoyt Street, Warren Street; and a line 150 feet northwesterly of Hoyt Street;
2. eliminating from within an existing R6 District a C2-3 District bounded by a line midway between Atlantic Avenue and Pacific Street, a line 150 feet southeasterly of Smith Street, Pacific Street, Boerum Place, Dean Street, a line 125 feet northwesterly of Boerum Place, Pacific Street, a line 150 feet southeasterly of Court Street, Warren Street, Court Street, Pacific Street, and a line 75 feet southeasterly of Court Street;
3. changing from an R6 District to an R6A District property bounded by:
 - a. a line midway between Atlantic Avenue and Pacific Street, a line 100 feet southeasterly of Smith Street, Pacific Street, a line 250 feet southeasterly of Hoyt Street, a line midway between Pacific Street and Dean Street, a line 200 feet southeasterly of Hoyt Street, Dean Street, a line 100 feet southeasterly of Smith Street, Warren Street, a line 100 feet northwesterly of Smith Street, Bergen Street, a line 200 feet southeasterly of Court Street, Wyckoff Street, a line 100 feet southeasterly of Court Street, Warren Street, Court Street, Pacific Street, and a line 75 feet southeasterly of Court Street, and excluding property bounded by: a line midway between Pacific Street and Dean Street, a line 100 feet northwesterly of Smith Street, a line midway between Dean Street and Bergen Street, a line 200 feet northwesterly of Smith Street, Dean Street, and a line 100 feet southeasterly of Court Street;
 - b. a line midway between Atlantic Avenue and Pacific Street, a line 100 feet northwesterly of 3rd Avenue, Pacific Street, and Nevins Street; and
 - c. Dean Street, a line 100 feet northwesterly of 3rd Avenue, Bergen Street, Nevins Street, a line midway between Dean Street and Bergen Street, and a line 225 feet southeasterly of Nevins Street;
4. changing from a R6 District to an R6B District property bounded by:
 - a. a line midway between Pacific Street and Dean Street, a line 100 feet northwesterly of Smith Street, a line midway between Dean Street and Bergen Street, a line 200 feet northwesterly of Smith Street, Dean Street, and a line 100 feet southeasterly of Court Street;
 - b. Bergen Street, a line 100 feet northwesterly of Smith Street, Warren Street, a line 100 feet southeasterly of Court Street, Wyckoff Street, and a line 200 feet southeasterly of Court Street;
 - c. a line midway between Pacific Street and Atlantic Avenue, Nevins Street, Pacific Street, a line 100 feet northwesterly of 3rd Avenue, Dean Street, a line 225 feet southeasterly of Nevins Street, a line midway between Dean Street and Bergen Street, Nevins Street, Warren Street, Bond Street, Wyckoff Street, Hoyt Street, Warren Street, a line 100 feet southeasterly of Smith Street, Dean Street, a line 200 feet southeasterly of Hoyt Street, a line midway between Pacific Street and Dean Street, a line 250 feet southeasterly of Hoyt Street, Pacific Street, and a line 100 feet southeasterly of Smith Street; and
 - d. a line midway between Bergen Street and Wyckoff Street, a line 120 feet northwesterly of 3rd

- Avenue, Wyckoff Street, and a line 275 feet southeasterly of Nevins Street;
5. changing from an R6 District to an R7A District property bounded by a line midway between Atlantic Avenue and Pacific Street, 3rd Avenue, Dean Street, a line 100 feet southeasterly of 3rd Avenue, Warren Street, 3rd Avenue, Bergen Street, and a line 100 feet northwesterly of 3rd Avenue;
 6. changing from an R7B District to an R6B District property bounded by:
 - a. a line midway between Atlantic Avenue and Pacific Street, a line 100 feet northwesterly of 4th Avenue, a line midway between Dean Street and Bergen Street, a line 250 feet northwesterly of 4th Avenue, Dean Street, a line 100 feet southeasterly of 3rd Avenue, Pacific Street, and a line 400 feet northwesterly of 4th Avenue; and
 - b. a line midway between Bergen Street and St. Mark's Place, a line 100 feet northwesterly of 4th Avenue, a line midway between St. Mark's Place and Warren Street, and a line 100 feet southeasterly of 3rd Avenue;
 7. establishing within a proposed R6A District a C2-4 District bounded by:
 - a. a line midway between Atlantic Avenue and Pacific Street, Boerum Place, a line midway between Dean Street and Pacific Street, a line 100 feet northwesterly of Boerum Place, Pacific Street, a line 100 feet southeasterly of Court Street, a line midway between Dean Street and Bergen Street, Boerum Place, Bergen Street, a line 150 feet southeasterly of Court Street, a line midway between Bergen Street and Wyckoff Street, a line 100 feet southeasterly of Court Street, Warren Street, Court Street, Pacific Street, and a line 75 feet southeasterly of Court Street;
 - b. a line midway between Atlantic Avenue and Pacific Street, a line 100 feet southeasterly of Smith Street, Warren Street, a line 100 feet northwesterly of Smith Street, Bergen Street, Boerum Place, a line midway between Dean Street and Bergen Street, a line 100 feet northwesterly of Smith Street, Pacific Street, and Boerum Place;
 8. establishing within a proposed R6B District a C2-4 District bounded by:
 - a. a line midway between Pacific Street and Dean Street, Boerum Place, Dean Street, and a line 100 feet northwesterly of Boerum Place;
 - b. Bergen Street, a line 100 feet northwesterly of Smith Street, a line midway between Wyckoff Street and Bergen Street, and a line 150 feet northwesterly of Smith Street; and
 - c. Wyckoff Street, Hoyt Street, Warren Street, and a line 50 feet northwesterly of Hoyt Street;
 9. establishing within a proposed R7A District a C2-4 District bounded by a line midway between Atlantic Avenue and Pacific Street, 3rd Avenue, Dean Street, a line 100 feet southeasterly of 3rd Avenue, Warren Street, 3rd Avenue, Bergen Street, and a line 100 feet northwesterly of 3rd Avenue;

as shown in a diagram (for illustrative purposes only) dated March 28, 2011, and subject to the conditions of CEQR Declaration E-273, Community District 2, Borough of Brooklyn.

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 September 21, 2011, on file in this office.

City Clerk, Clerk of The Council