



## Legislation Text

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### THE COUNCIL OF THE CITY OF NEW YORK RESOLUTION NO. 271

Resolution approving the decision of the City Planning Commission on ULURP No. C 130314 MMQ, an amendment to the City Map (L.U. No. 68).

By Council Members Greenfield and Dickens

WHEREAS, the City Planning Commission filed with the Council on April 25, 2014 its decision dated April 23, 2014 (the "Decision"), on the application submitted by Yeshiva Har Torah and the New York City Department of Parks and Recreation, pursuant to Sections 197-c and 199 of the New York City Charter and Section 5-430 *et seq.* of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a portion of the Grand Central Parkway at the intersection of the Grand Central Parkway and the Little Neck Parkway; and
- the adjustment of grades necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 5010 dated December 12, 2013 and signed by the Borough President, (ULURP No. C 130314 MMQ), Community District 13, Borough of Queens (the "Application");

WHEREAS, the application is related to Applications C 130313 MMQ (L.U. No. 67), an amendment to the City Map involving the elimination of a portion of 87<sup>th</sup> Avenue between 235<sup>th</sup> Court and Gettysburg Street and the establishment of parkland; and C 140203 ZMQ (LL.U. No. 69), an amendment of the Zoning Map pursuant to Sections 197-c and 201 of the New York City Charter by establishing within a former park an R3-2 District;

WHEREAS, the Decision is subject to review and action by the Council pursuant to Section 197-d(b)(3) of the City Charter;

WHEREAS, upon due notice, the Council held a public hearing on the Decision and Application on May 20, 2014;

WHEREAS, the Council has considered the land use implications and other policy issues relating to the Decision and Application;

WHEREAS, the Council has considered the relevant environmental issues, the negative declaration (CEQR No. 13DPR009Q) issued on November 27, 2013 (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 199 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 130314 MMQ, incorporated by reference herein, the Council approves the Decision for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a portion of the Grand Central Parkway at the intersection of the Grand Central Parkway and the Little Neck Parkway; and
- the adjustment of grades necessitated thereby;

including authorization for any acquisition or disposition of real property related thereto, in Community District 13, Borough of Queens, in accordance with Map No. 5010 dated December 12, 2013 and signed by the Borough President, as more particularly described as follows:

Beginning at a point on the westerly line of Little Neck Parkway, said point being the following two courses and distances from the point of tangency adjacent to the Queens Topographical Monument Number 21589, as said streets are shown on Alteration Map No. 5010 dated December 12, 2013;

- 1) 274.92 feet southerly along the westerly line of Little Neck Parkway, on the arc of a circle, curving to the right, the radius of which is 318.335 feet.
- 2) 35.65 feet continuing southerly along the westerly line of Little Neck Parkway.

No. 1 Running thence northwesterly along the former southwesterly line of Grand Central Parkway, discontinued and closed, on the arc of a circle, curving to the left, the radius of which is 318.335 feet, for 95.16 feet to a point;

No. 2 Thence continuing northwesterly along the former southwesterly line of Grand Central Parkway, discontinued and closed, on the arc of a circle, curving to the right, the radius of which is 205.000 feet, tangent to the last mentioned course, for 79.85 feet to a point;

No. 3 Thence westerly along the former southerly line of Grand Central Parkway, discontinued and closed, forming an interior angle of 33 degrees 10 minutes 57 seconds with the tangent of the last mentioned course, for 273.26 feet to a point;

No. 4 Thence continuing westerly along the former southerly line of Grand Central Parkway, discontinued and closed, forming an interior angle of 259 degrees 01 minutes 10 seconds with the last mentioned course, for 11.52 feet to a point;

No. 5 Thence continuing westerly along the former southerly line of Grand Central Parkway, discontinued and closed, forming an interior angle of 103 degrees 51 minutes 32 seconds with the last mentioned course, for 75.28 feet to a point;

No. 6 Thence easterly along a line, on the arc of a circle, curving to the right, the radius of which is 520.000 feet, the tangent of which forms an interior angle of 31 degrees 45 minutes 03 seconds with the last

mentioned course, for 220.00 feet to a point;

No. 7 Thence continuing easterly along a line, on the arc of a circle, curving to the right, the radius of which is 300.000 feet, tangent to the last mentioned course, for 103.26 feet to a point;

No. 8 Thence continuing easterly along a line, tangent to the last mentioned course, for 34.13 feet to a point;

No. 9 Thence southeasterly along a line, on the arc of a circle, curving to the right, the radius of which is 279.920 feet, tangent to the last mentioned course, for 174.16 feet to a point;

No. 10 Thence continuing southeasterly along a line, tangent to the last mentioned course, for 49.43 feet to a point;

No.11 Thence westerly along a line, forming an interior angle of 90 degrees 00 minutes 00 seconds with the last mentioned course, for 17.11 feet to the westerly line of Little Neck Parkway, the point or place of beginning.

The area described above consists of 27,745 square feet or 0.64 acres and be it further

All such approvals being subject to the following conditions:

- a. The subject amendment to the City Map shall take effect on the day following the day on which certified counterparts of Map No. 5010, dated December 12, 2013, are filed with the appropriate agencies in accordance with Section 198 subsection c of the New York City Charter and Section 5-435 of the New York City Administrative Code; and
- b. The subject amendment to the City Map shall not be filed with the appropriate agencies in accordance with condition “a” above until the applicant shall have executed a mapping agreement protecting the city's interest, in form and sufficiency approved by the Corporation Counsel, and which agreement shall be accepted by the City Planning Commission (the “Mapping Agreement”); and
- c. The subject street to be discontinued and closed shall be discontinued and closed on the day following the day on which such maps adopted by this resolution shall be filed in the offices specified by law.

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 May 29, 2014, on file in this office.

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City Clerk, Clerk of The Council