



Legislation Text

File #: Res 1618-2017, Version: *

**THE COUNCIL OF THE CITY OF NEW YORK
RESOLUTION NO. 1618**

Resolution approving the decision of the City Planning Commission on ULURP No. C 170187 ZMM, a Zoning Map amendment (L.U. No. 691).

By Council Members Greenfield and Richards

WHEREAS, the City Planning Commission filed with the Council on June 12, 2017 its decision dated June 7, 2017 (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, Section No. 8d, which in conjunction with the related action would be intended to strengthen and protect the East Midtown business district, (ULURP No. C 170187 ZMM), Community District 6, Borough of Manhattan (the "Application");

WHEREAS, the Application is related to application N 170186 (A) ZRM (L.U. No. 692), a zoning text amendment concerning Article XIII, Chapter 1 (Special Midtown District);

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 June 20, 2017;

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 Final Environmental Impact Statement (FEIS) for which a Notice of Completion was issued on May 26, 2017 (CEQR No. 17DCP001M), and Technical Memorandum 002, dated June 2, 2017 (the Technical Memorandum), together, the "CEQR Determination";

RESOLVED:

Having considered the CEQR Determination, with respect to the Application, the Council finds that:

- (1) The FEIS and Technical Memorandum meet the requirements of 6 N.Y.C.R.R. Part 617;
- (2) Consistent with social, economic and other essential considerations from among the reasonable alternatives available, thereto, the Amended Application alternative, as modified with the modifications adopted herein and as analyzed in Chapter 25, "Amended Application Analysis,"

of the FEIS and in the Technical Memorandum 002 is one which avoids or minimizes adverse environmental impacts to the maximum extent practicable; and

- (3) The adverse environmental impacts identified in the FEIS will be minimized or avoided to the maximum extent practicable by the placement of (E) designations for Hazardous Materials, Air Quality, and Noise, which form part of the action.

The Decision, together with the CEQR Determination, constitute the written statement of facts, and of social, economic and other factors and standards, that form the basis of the decision, pursuant to 6 N.Y.C.R.R. §617.11 (d).

Pursuant to Section 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 170187 ZMM, 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 8d:

1. Changing from a C5-2 District to a C5-3 District property bounded by East 43rd Street, Second Avenue, East 42nd Street, a line 200 feet easterly of Third Avenue; and
2. Establishing a Special Midtown District (MiD) bounded by East 43rd Street, Second Avenue, East 42nd Street, and a line 200 feet easterly of Third Avenue.

as shown in a diagram (for illustrative purposes only) dated January 3, 2017, and subject to the conditions of CEQR Declaration E-408, Community District 2, Borough of Manhattan.

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 August 9, 2017, on file in this office.

City Clerk, Clerk of The Council